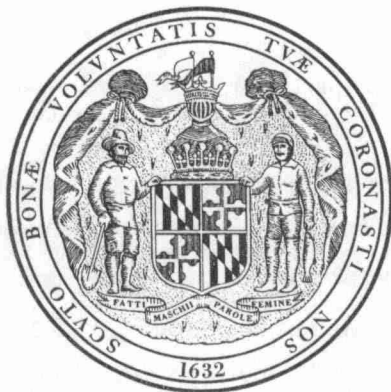


EXECUTIVE ORDERS STATE OF MARYLAND



1998

EXECUTIVE ORDERS
STATE
OF
MARYLAND



1998

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EXECUTIVE ORDER OF JANUARY 6, 1998

01.01.1998.01

Commutation of Sentence

WHEREAS, Nathaniel Hurt, DOC #194313005, Grantee, was convicted of Involuntary Manslaughter, use of Handgun in Commission of a Felony;

WHEREAS, The Grantee was sentenced in the Baltimore City Circuit Court on June 13, 1995 to serve five years concurrent;

WHEREAS, It appears that the Grantee will not constitute a danger to the community if released; and

WHEREAS, The interests of the Grantee and the State of Maryland will best be served by the commutation of the sentence.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY ORDER THAT THE ORIGINAL SENTENCE OF NATHANIEL HURT TO THE CUSTODY OF THE DIVISION OF CORRECTION BE AND IS HEREBY COMMUTED AS FOLLOWS:

Nathaniel Hurt shall be released from the custody of the Division of Correction, subject to the fulfillment of such supervision and conditions as listed in the attachment to this Executive Order for the balance of his sentence.

EXECUTIVE ORDER OF JANUARY 10, 1998

01.01.1998.02

Governor's Commission on Technology in Higher Education

WHEREAS, The exponential growth in the speed, power and capacity of computers and rapid advances in telecommunications are altering the environment in which higher education institutions must respond to the needs of Maryland's citizens;

WHEREAS, There has been and will continue to be an explosion in distance education which holds the promise of access to higher education from home and from the workplace, and which will change forever the nature of the traditional campus;

WHEREAS, Maryland is determined to have a public higher education system of highest quality, efficiently operated, which is at the forefront of technological innovation;

WHEREAS, The economic competitiveness of the State will depend on the ability of the institutions of higher education to utilize advanced technologies for

teaching, research and public services and on the graduation of students who are knowledgeable about advanced technologies;

WHEREAS, The purchase, implementation, and maintenance of advanced telecommunications and networking technologies as well as the installation of telecommunications infrastructure both statewide and on each campus promises to be an extremely expensive undertaking for the State, with competing requests for funding already appearing; and

WHEREAS, The State needs an objective body to make a comprehensive review of technology in higher education and to provide a report for the State to follow in establishing a statewide infrastructure and funding of telecommunications and information technology in higher education.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. The Governor's Commission on Technology in Higher Education is hereby created to provide the Governor with a report on:
- (1) The State's vision of higher education in the future and the attendant technology needs;
 - (2) An evaluation of the nature of the jobs of the future and technology resources necessary both to prepare students for the future workplace and the faculty that will be responsible for that preparation;
 - (3) The future technology needs of individual institutions of higher education and what resources will be needed in order to allow these institutions to fulfill their missions in the next century;
 - (4) Any necessary coordination of technology resources between institutions of higher education;
 - (5) The appropriate amounts of State expenditures in providing the funding needed to meet these future needs, as well as the appropriate roles of the State and higher education institutions in funding for hardware and software resources, ongoing maintenance, and telecommunications infrastructure in capital projects; and
 - (6) Any organizational structures needed at the State or institutional level for the effective use of information technology.
- B. The Commission shall consist of eleven members to be appointed by the Governor. These members shall have an interest or expertise in advanced technology business and industry, or education, and broadly representative of several regions of the State.

- C. The Governor shall designate a chairperson from among the members of the Commission.
- D. The Commission shall complete its duties by September 15, 1998.
- E. The members shall serve without compensation, but may be reimbursed for reasonable expenses incurred in the performance of their duties and in accordance with the State Standard Travel Regulations and as provided in the State budget.
- F. The Commission shall submit its report on the items listed in Section A of this Order to the Governor on or before September 15, 1998.

EXECUTIVE ORDER OF JANUARY 23, 1998

01.01.1998.03

Solid Waste Management Task Force

WHEREAS, The proper management and disposal of solid waste is essential to the citizens of Maryland to protect public health and the environment as well as preserving the quality of life and maintaining the economic well being of the State;

WHEREAS, Recent national trends and economic forces have resulted in the export and interstate transportation of solid waste for disposal in locations outside of the political boundaries of the jurisdictions where the waste was generated;

WHEREAS, Many Maryland local governments are now closing county owned landfills and transporting waste out of the State for disposal as well as accepting waste from outside of Maryland's borders for disposal in privately owned landfills in Maryland;

WHEREAS, It is the responsibility of local governments to properly manage solid waste and to site waste management facilities;

WHEREAS, The citizens of Maryland have expressed interest in and should have the opportunity to participate in county solid waste management planning and facility siting procedures; and

WHEREAS, By the combined effort of representatives of State and local government, industry and citizens of the State meeting to review Maryland's waste management procedures and policies, recommendations can be developed for the long term management of solid waste in the State.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. There is a Solid Waste Management Task Force.

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- B. The Task Force shall consist of up to 17 members, including:
- (1) One member of the Senate of Maryland appointed by the President of the Senate;
 - (2) One member of the Maryland House of Delegates appointed by the Speaker of the House;
 - (3) The Secretary of the Environment or the Secretary's designee;
 - (4) One representative of the Maryland Environmental Service.
 - (5) One representative of the Northeast Maryland Waste Disposal Authority; and
 - (6) Up to 12 members appointed by the Governor to represent local government, business and concerned citizens from various geographical areas of the State. At least four such members must live or work on the Eastern Shore.
- C. The Governor shall designate a Chairperson from among the members of the Task Force.
- D. Scope. The Task Force is hereby charged with the following duties:
- (1) Examine issues relating to solid waste management in Maryland;
 - (2) Assess local solid waste facility siting, planning and approvals and make recommendations to better protect the health and well-being of our citizens;
 - (3) Assess State solid waste permitting procedures, policies and authority to better protect the environment;
 - (4) Clarify the responsibilities of local and State governments in the area of solid waste management;
 - (5) Conduct public meetings throughout the State to solicit citizen input in developing recommendations for a long-range policy on solid waste management in Maryland; and
 - (6) Make recommendations on solid waste management to the Governor.
- E. The Task Force is hereby charged with providing recommendations for the development, planning and implementation of a long-range policy on solid waste management in Maryland by evaluating:
- (1) Long term advantages of regionalization of waste management activities;
 - (2) Impact of local government's role in the siting of refuse disposal systems and the State's permitting authorities for environmental protection;

- (3) Advantages and disadvantages of State and local government responsibility for solid waste management and privatization;
- (4) Financial obligations of local government and State government for solid waste management; and
- (5) Advantages and disadvantages of importing and exporting of solid waste.

F. Procedures.

- (1) The Task Force shall meet at least monthly at times and places to be determined by the members.
- (2) The Task Force may appoint committees from among its own members to address issues relating to the specific duties of the Task Force.
- (3) A majority of members of the Task Force shall constitute a quorum for the transaction of any business.

G. Staff support to the Task Force shall be provided by the Maryland Department of the Environment.

H. The members of the Task Force may not receive compensation for their services, but may receive reimbursement for reasonable expenses related to these duties in accordance with the State Standard Travel Regulations and as provided in the State budget.

I. Report to the Governor. The Task Force shall submit a final report to the Governor to include recommendations for a long-range policy for solid waste management in Maryland on or before December 1, 1998.

J. This Executive Order shall terminate and be of no further effect after December 1, 1998.

EXECUTIVE ORDER OF JANUARY 23, 1998

01.01.1998.04

Smart Growth and Neighborhood Conservation Policy

WHEREAS, The State of Maryland is committed to fighting the high financial, social and environmental costs of sprawl development through effective Smart Growth and Neighborhood Conservation strategies, thereby enhancing the quality of life for all Marylanders;

WHEREAS, The General Assembly enacted The Economic Growth, Resource Protection and Planning Act of 1992, which established the State Economic Growth, Resource Protection and Planning Policy and which recognizes that

State spending plays a significant role in guiding growth and facilitating development, and

WHEREAS, The Smart Growth Areas Act of 1997 targets State funding to Priority Funding Areas in order to foster the most efficient and effective use of taxpayer dollars.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. Purpose. This Executive Order establishes the Smart Growth and Neighborhood Conservation Policy, as defined in this Executive Order and effectuates the State Economic Growth, and Resource Protection and Planning Policy mandated and adopted by the General Assembly in 1992 (Chapter 437 of the Acts of 1992).
- B. Smart Growth and Neighborhood Conservation Policy. The Policy provides that:
 - (1) State agencies give priority to central business districts, downtown cores, empowerment zones and revitalization areas when funding infrastructure projects or locating new facilities;
 - (2) State agencies review, evaluate and coordinate programs, services and activities in Priority Funding Areas to enhance and support community revitalization;
 - (3) State agencies work with local jurisdictions to ensure that programs and activities in rural areas will sustain the character of villages in the area;
 - (4) State agencies encourage locating workshops, conferences and other meetings in Priority Funding Areas and support available businesses in these areas when planning such activities; and
 - (5) State agencies encourage federal agencies to adopt flexible regulations and standards which are more responsive to State and local policies and can be used to support the Smart Growth policies.
- C. Scope and Implementation of the Policy.
 - (1) All State agencies will implement the Smart Growth and Neighborhood Conservation Policy established in this Executive Order and pursuant to Acts 1 and 2 (Brownfields), Acts 755 and 756 (Job Creation Tax Credit), Acts 757 and 758 (Rural Legacy), and Act 759 (Priority Funding Areas) of the Laws of Maryland 1997.
 - (2) The Policy will apply to all decisions made by an agency when statute or other law confers decision-making discretion to the agency.

- (3) State agencies will continue to implement the State Economic Growth and Resource Protection and Planning Policy.

D. Smart Growth and Neighborhood Conservation Sub-Cabinet.

- (1) There is a Smart Growth and Neighborhood Conservation Sub-Cabinet. The Sub-Cabinet will consist of the following members:
 - (a) Secretary of Agriculture;
 - (b) Secretary of Budget and Management;
 - (c) Secretary of Business and Economic Development;
 - (d) Secretary of the Environment;
 - (e) Secretary of General Services;
 - (f) Secretary of Housing and Community Development;
 - (g) Assistant Secretary of the Office of Neighborhood Revitalization;
 - (h) Secretary of Natural Resources;
 - (i) Director of the Office of Planning;
 - (j) Secretary of Transportation;
 - (k) Special Assistant to the Governor for Smart Growth; and
 - (l) One Additional Representative of the Governor's Office.
- (2) The Director of the Maryland Office of Planning will serve as Chairman of the Sub-Cabinet and will schedule meetings. Principal staff support for the Sub-Cabinet will be provided by the Office of Planning.
- (3) The Sub-Cabinet will:
 - (a) Assist in the implementation of the Smart Growth Policy and recommend to the Governor changes in State law, regulations and procedures needed to support this Policy;
 - (b) Provide a forum for discussion of interdepartmental issues relating to activities that affect growth, development, neighborhood conservation and resource management;
 - (c) Establish a mechanism, using the Maryland Office of Planning Parcel Mapping System, Maryland Property View, for identification and coordination of all State activities and

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projects within Priority Funding Areas and ensure that all State actions that influence redevelopment and growth are identified and submitted for review during project planning;

- (d) Develop procedures to review projects of extraordinary circumstances as defined in § 5-7B-05 of the State Finance and Procurement Article prior to submittal before the Board of Public Works;
- (e) Work with the Office of Planning and the Department of Transportation to develop a procedure for notification, review and comment in accordance with § 5-7B-06 of the State Finance and Procurement Article, which provides for State funding of certain projects not in Priority Funding Areas as exceptions without the approval of the Board of Public Works;
- (f) Maintain, and when necessary, review and revise procedures established pursuant to § 5-7A-02 of the State Finance and Procurement Article for the review of State projects and agency determinations of project consistency or inconsistency with the 1992 Growth Act; and
- (g) Work together using all available resources to promote the understanding of the Smart Growth Initiatives.

E. Procedures for review and coordination of projects and activities in Priority Funding Areas.

(1) The Maryland Office of Planning will:

- (a) Provide mapping and other technical assistance, as requested, to counties and municipalities when mapping certified Priority Funding Areas;
- (b) Help local governments establish an opportunity for public review of proposed Priority Funding Areas prior to certification;
- (c) Provide local governments a standard GIS digital protocol for use when developing the map illustrating the precise location of the certified Priority Funding Area;
- (d) Consider the capacity of land areas available for growth, including in-fill development and the analysis of the land area needed to satisfy growth needs for development when commenting on Priority Funding Areas certified by local governments;
- (e) Provide comments to each State agency on Priority Funding Areas certified by local governments and provide State agencies with maps illustrating areas certified by local governments as Priority Funding Areas; and

- (f) Establish a schedule for annual updates of the maps.
- (2) All State agencies will:
- (a) Refer to the maps provided by the Office of Planning when making decisions to fund projects proposed in a certified Priority Funding Area;
 - (b) Prior to funding a growth-related project, obtain from the affected local government a written statement that the proposed growth-related project is located within a Certified Priority Funding Area. When applicable this statement should provide documentation to demonstrate that non-State funding of planned water and sewer is committed and moving forward in advance of, or concurrent with, State funding;
 - (c) Assist the Office of Planning in conducting surveys of Municipal, County and State Governments infrastructure needs as provided in § 5-7B-09(b) of the State Finance and Procurement Article including information relating to the financial capacity of the affected unit of government to undertake such projects.
- (3) When making funding decisions, State agencies will consider:
- (a) Whether the proposed project is located in a Priority Funding Area;
 - (b) Whether the project will enhance or support other activities targeted by State agencies to a community within a Priority Funding Area, such as the Brownfields-Voluntary Cleanup and Revitalization Incentive Program and tax credits targeted to revitalization areas;
 - (c) Whether the project is located in a Designated Neighborhood in accord with the requirements of the Neighborhood Business Development Program of the Department of Housing and Community Development;
 - (d) Whether the project supports existing neighborhoods and communities;
 - (e) Whether the project will promote the use of mass transit;
 - (f) Whether the project is consistent with any adjacent jurisdiction's Smart Growth plans;
 - (g) Whether the project reduces or promotes sprawl; and
 - (h) Other guidelines developed by the Smart Growth and Neighborhood Conservation Sub-Cabinet.

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- (4) Each agency shall, where appropriate, adopt regulations implementing § 5-7A-02 and Subtitle 5-7B of the State Finance and Procurement Article. Each agency shall identify opportunities to modify existing regulations to carry out the purposes of this policy and the 1992 Growth Act.
 - (5) State agencies and the State Clearinghouse for Intergovernmental Review and Coordination Process will, when possible, coordinate review of federal projects in relation to their location in Priority Funding Areas and to encourage compliance with the Federal Executive Order 12072 – Federal Space Management, which directs federal agencies to locate facilities in urban areas.
 - (6) The Office of Planning and the Department of Transportation will adopt procedures for the review of transportation projects as provided in § 5-7B-05 of the State Finance and Procurement Article and jointly determine compliance with that section, prior to the submission of a request for funding to the Board of Public Works.
 - (7) The Department of Business and Economic Development will consider the jurisdiction's comprehensive plan, the location of the site in relation to available sewer and water and other Priority Funding Areas when reviewing applications for a new Enterprise Zone.
- F. Procedures for Annual Reports. The Office of Planning, with the assistance of all affected State agencies, will evaluate and report annually to the Governor, the General Assembly and the State Economic Growth, Resource Protection, and Planning Commission on the implementation of the Smart Growth Policy.
- (1) Agencies will provide an annual report to the Office of Planning that should include the following:
 - (a) A description of projects/programs and costs of activities located in Priority Funding Areas;
 - (b) A description of projects/programs and costs of activities funded under the exceptions allowed in § 5-7B-06 of the State Finance and Procurement Article;
 - (c) Projects submitted to the Board of Public Works for funding outside Priority Funding Areas under the extraordinary circumstances exception in accordance with § 5-7B-05 of the State Finance and Procurement Article and the impact of these projects upon this policy;
 - (d) A list of programs and policies reviewed and changed to ensure compliance with the Policy; and
 - (e) A list of projects or programs approved and funded under Section 2 of Chapter 759 of the Acts of 1997.

G. The Smart Growth and Neighborhood Conservation Coordinating Subcommittee. Each State agency will identify a staff person responsible for the implementation of the Smart Growth Policy. This person will be empowered to make policy recommendations and changes to ensure that the Policy is implemented throughout the agency and reflected in all future actions. This person will also serve as a member of the Smart Growth and Neighborhood Conservation Coordinating Subcommittee.

(1) Members will consist of staff designated to participate in this Subcommittee by the Secretaries and Directors of the following agencies:

- (a) Maryland Office of Planning;
- (b) Housing and Community Development;
- (c) Transportation;
- (d) Environment;
- (e) General Services;
- (f) Aging;
- (g) Human Resources;
- (h) Crime Control and Prevention;
- (i) Office of the Attorney General;
- (j) Public School Construction;
- (k) Education;
- (l) Health and Mental Hygiene;
- (m) Natural Resources;
- (n) State Police;
- (o) Juvenile Justice;
- (p) Higher Education;
- (q) Insurance;
- (r) Budget and Management;
- (s) Military Department;
- (t) State Police;
- (u) Labor, Licensing and Regulation;
- (v) Children, Youth and Families;

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- (w) Public Safety and Correctional Services;
 - (x) Business and Economic Development;
 - (y) Office for Individuals with Disabilities;
 - (z) Forum for Rural Maryland;
 - (aa) Minority Affairs; and
 - (bb) Agriculture.
- (2) The Subcommittee will be chaired by the Office of Planning and will meet at least quarterly. Membership may be revised to include additional units of government or reflect changes in State government.
 - (3) The Subcommittee will be staffed by the Office of Planning.
 - (4) The Subcommittee will:
 - (a) Develop a list of existing programs, projects and activities that will be used in Priority Funding Areas;
 - (b) Identify, develop and adopt methods and procedures that will coordinate these programs within targeted communities in Priority Funding Areas; and
 - (c) Undertake tasks as assigned by the Smart Growth and Neighborhood Conservation Sub-Cabinet.
- H. This Executive Order is not intended to and may not be construed to confer any right, privilege or status on any private party cognizable by a court in any proceeding. No bond, note, debt, leasing, financing arrangement, or other debt obligation of any kind of the State, a State agency or a local jurisdiction may be deemed, held or otherwise considered to be unenforceable due to a failure to comply with the terms of this Executive Order.

EXECUTIVE ORDER OF JANUARY 30, 1998

01.01.1998.05

Women's Health Promotion Council

(Rescinds Executive Order 01.01.1994.18)

WHEREAS, The State of Maryland is dedicated to improving the health status of our women;

WHEREAS, The Commission on Women's Health was established in 1994 to promote a stronger and more coordinated public-private response to women's health

needs and to prepare a plan of action for new initiatives to address preventive health issues faced by women;

WHEREAS, The efforts of the Commission have been positive and point strongly to the need for the State of Maryland to develop an aggressive program of health education and prevention that recognizes the diversity of health issues faced by women during each stage of life, and which encourages women to take responsibility for their own well-being; and

WHEREAS, To underscore the State's commitment to preventive health and to provide for strong public-private leadership of the State's efforts in the coming years, a Women's Health Promotion Council is to be established as a successor body to the Commission.

NOW THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY RESCIND EXECUTIVE ORDER 01.01.1994.18, AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER EFFECTIVE IMMEDIATELY:

- A. There is a Women's Health Promotion Council.
- B. Membership and Procedures. The Council shall consist of not less than 15 and not more than 23 members, including:
 - (1) The Secretary of Health and Mental Hygiene or designee;
 - (2) The State Superintendent of Schools or designee;
 - (3) The Secretary of Human Resources or designee;
 - (4) A Local Health Officer designated by the Secretary of Health and Mental Hygiene;
 - (5) A member of the Maryland House of Delegates appointed by the Speaker;
 - (6) A member of the Senate of Maryland appointed by the President; and
 - (7) Up to 17 members appointed by the Governor including:
 - (a) Members from the general public and business community interested in women's preventive health issues; and
 - (b) Members who are leaders in health education or scientific disciplines relevant to women's preventive health.
- C. The Governor shall designate a chairperson from among the members of the Council.
- D. The Governor may remove any member of the Council for any cause adversely affecting the member's ability to perform his or her duties.

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- E. Members appointed under Section B(7) shall serve staggered, three-year terms, and each may serve up to two consecutive terms. At the end of a term, a member continues to serve until a successor is appointed.
- F. Members of the Council as provided under Section B(1) through B(6) shall serve so long as the member holds the office, designation or appointment stipulated.
- G. The Council shall meet at least six times a year, unless the Council Chairperson deems it necessary to hold additional meetings.
- H. A majority of the Council shall constitute a quorum for the transaction of any business. The Council may adopt any rules and procedures necessary to ensure the orderly transaction of business.
- I. Members of the Council may not receive any compensation for their services. Members appointed under Section B(7) may be reimbursed for their reasonable expenses incurred in the performance of duties, in accordance with the State Standard Travel Regulations, and as provided in the State budget.
- J. The Department of Health and Mental Hygiene shall provide the Council with staff and resources as feasible.
- K. Scope. The Council is charged with the following duties and responsibilities:
 - (1) Identify and catalogue the health needs and issues facing women at each stage of their life span. These stages are: Birth to Adulthood (0-24); Young Adulthood to Perimenopausal (15-45); Perimenopausal to Mature Years (46-64); and Mature Years (65+). The catalogue should be updated periodically.
 - (2) Develop a catalogue of the essential health services that should be accessible to women at each stage of their life span.
 - (3) Identify gaps and impediments to essential services for women, giving priority attention to under-served populations such as the homeless, minority groups, and victims of violence and sexual assault.
 - (4) Develop evidence-based guidelines for sound program and resource development to meet women's health needs.
 - (5) Identify and promote effective education and public awareness programs and encourage their implementation through public and private providers, advocacy groups, professional associations, and health regulatory boards.
 - (6) Establish channels for regular communication among national, state, local and community organizations concerned with women's health.

- (7) Document the health and economic benefits resulting from investments in targeted health service programs to women.
- L. Reports. The Council shall report annually on October 1 of each year to the Governor and to the Secretary of the Department of Health and Mental Hygiene. The Council's report shall detail its progress in carrying out the duties set forth in this Executive Order, and any recommendations that the Council may have to further benefit the health status of women in Maryland.

EXECUTIVE ORDER OF FEBRUARY 10, 1998

01.01.1998.06

The Governor's Committee on Employment of People With Disabilities

(Amends Executive Order 01.01.1996.15)

WHEREAS, The Governor's Committee on Employment of People with Disabilities was originally established by Executive Order as an agency to promote meaningful employment opportunities for citizens with disabilities as well as public awareness of issues faced by people with disabilities when seeking employment;

WHEREAS, Representation from State agencies continues to be an important element of the Committee structure and ensures that State government maintains a leadership role in advancing the Committee's goals; and

WHEREAS, It has been determined that there is a need for additional representation on the Committee and changes to the terms of membership.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER AMENDING EXECUTIVE ORDER 01.01.1996.15, EFFECTIVE IMMEDIATELY:

- A. There is a Governor's Committee on Employment of People with Disabilities within the Office for Individuals with Disabilities in the Executive Branch of the government.
- B. The Governor's Committee on Employment of People with Disabilities is affiliated with the President's Committee on Employment of People with Disabilities located in Washington, D.C.
- C. Staff support for the Governor's Committee on Employment of People with Disabilities shall be provided by the Office for Individuals with Disabilities.
- D. The membership of the Committee shall consist of a total of [35] 36 members including:

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- (1) One representative of the Department of Human Resources;
 - (2) Two representatives of the Department of Budget and Management, including an expert in State personnel issues;
 - (3) Two representatives of the Maryland State Department of Education, including a representative of the Division of Rehabilitation Services;
 - (4) One representative of the Executive Department Office for Individuals with Disabilities;
 - (5) One representative of the Senate of Maryland;
 - (6) One representative of the Maryland House of Delegates;
 - (7) One representative of the Maryland Department of Transportation;
 - (8) One representative of the Department of Labor, Licensing and Regulation;
 - (9) One representative of the Department of Health and Mental Hygiene;
 - (10) One representative of the Department of Housing [And] AND Community Development;
 - (11) One representative of the Maryland Human Relations Commission;
 - (12) ONE REPRESENTATIVE OF THE MARYLAND DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT;
 - [(12)] (13) Members appointed by the Governor to represent business and industry, labor, consumers, consumer advocacy groups, private agencies with disabled client populations, the news media, fraternal and religious groups, the medical community and others within the community interested in the goals and objectives of the Committee; and
 - [(13)] (14) At least 14 members of the Committee must be individuals with disabilities.
- E. Members appointed by the Governor shall serve 3-year staggered terms. A MEMBER MAY NOT SERVE CONSECUTIVELY MORE THAN 2 THREE-YEAR TERMS. All other members shall serve so long as they continue to hold agency representation as provided under (d)(1) through [(11)] (12) of this Executive Order.
- F. The Governor shall designate a Chairperson who shall serve at the pleasure of the Governor.
- G. The Chairpersons of the County Committees on Employment of People With Disabilities shall be entitled to ex-officio membership on the Committee.

- H. All members are subject to Article 41, Section 1-203 of the Maryland Annotated Code which contains provisions governing attendance at meetings.
- I. The purpose and objectives of this Committee shall be:
- (1) To promote meaningful employment opportunities for qualified individuals with mental, physical, and emotional disabilities as defined by the Rehabilitation Act of 1973 as amended;
 - (2) To promote a climate of public awareness and understanding of both the barriers to employment faced by people with disabilities and the laws ensuring equal opportunity to this employment; and
 - (3) To promote a better understanding among people with disabilities of opportunities available for habilitation and rehabilitation in order that more and more will have marketable job skills.
- J. The functions of the Committee shall be to:
- (1) Plan and carry out year-round education programs designed to promote a climate of public awareness and understanding of the attitudinal, architectural, educational, housing, transportation, and other barriers to employment and life quality faced by people with disabilities;
 - (2) Stimulate state and local community interest by securing the active cooperation and participation of such "public" entities as business and industry, labor, government, educators, public and private agencies serving people with disabilities, consumers, consumer advocates and civic organizations;
 - (3) Plan and carry out/or participate in special events and programs designed to highlight abilities of qualified people with disabilities and programs to facilitate employment of such persons;
 - (4) Encourage and facilitate the development and functioning of local committees on employment of people with disabilities;
 - (5) Coordinate with and participate in activities of other public and private agencies; and
 - (6) Cooperate with the President's Committee on Employment of People with Disabilities in programs and activities initiated at the national level.
- K. The Governor's Committee on Employment of People with Disabilities shall promulgate and adopt a set of By-Laws and operating procedures that are consistent with the intent of this Executive Order and these By-Laws shall be on file in the Governor's Appointment Office.

EXECUTIVE ORDER OF FEBRUARY 10, 1998

01.01.1998.07

Debt Issued by State Entities

(Rescinds Executive Order 01.01.1989.13)

WHEREAS, In 1989, the Governor issued Executive Order 01.01.1989.13 pertaining to debt issued by State Agencies;

WHEREAS, Since 1989, certain statutory changes have provided greater review and management of higher education debt; and

WHEREAS, Experience has disclosed certain economies and improvements in the process of monitoring and coordinating the issuance of debt by State entities.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY RESCIND EXECUTIVE ORDER 01.01.1989.13 AND PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

A. Definitions.

In this Executive Order the following words have the meanings indicated:

- (1) "Board" means the Board of Public Works;
- (2) "Department" means the Department of Budget and Management;
- (3) "Secretary" means the Secretary of the Department of Budget and Management;
- (4) "State entity" means any agency or instrumentality of the State other than the Board of Public Works;
- (5) "Debt" means a bond, note, bond anticipation note, capital lease, or any other evidence of indebtedness; and
- (6) "Transaction" means the issuance of debt.

B. Duties of the Department of Budget and Management.

The Department is assigned the responsibility for monitoring levels of debt of certain State entities. Specifically, the Department shall:

- (1) Recommend to the Governor the level of annual debt issuances for certain State entities;
- (2) Report annually on the levels of debt issued and outstanding by certain State agencies;

- (3) Serve as the coordinating agency for issuances of debt by State agencies and instrumentalities; and
- (4) Arrange for centralized procurement, when appropriate.

C. Issuance Amounts.

- (1) After consultation with the State entities, each year the Department shall recommend to the Governor for the next fiscal year the amount of debt, net of refunding debt, that may be issued by each of the following entities:
 - (a) Maryland Environmental Service;
 - (b) Maryland Food Center Authority;
 - (c) Maryland Transportation Authority; and
 - (d) Maryland Water Quality Financing Administration.
- (2) On or before March 15 of each year, the Department shall notify the affected State entities and the Board of the amounts as set by the Governor for the next fiscal year and shall cause the amounts to be published in the *Maryland Register*.
- (3) During the fiscal year, the Governor may increase or decrease the amounts by notice to the Department. The Department shall notify the affected State entity and the Board of any change and shall cause such changes to be published in the *Maryland Register*.
- (4) If a State entity does not issue all of its approved amounts during the fiscal year, such unused portion may not be used in any succeeding fiscal year.
- (5) The Secretary may add other State entities that issue non-tax supported debt not otherwise limited by law to those listed in Section C. (1) of this Executive Order.

D. Reporting Requirements.

- (1) No later than October 1 of each year, each State entity that issues debt not otherwise limited in amount by State law shall report to the Department for the previous fiscal year:
 - (a) For each transaction, the title, amount, and other information required by the Department; and
 - (b) The amount of debt outstanding at the beginning of the fiscal year, issued during the fiscal year, redeemed, refunded, or otherwise retired during the fiscal year, and outstanding at the end of the fiscal year.

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- (2) By November 1, the Department shall report to the General Assembly, subject to the provisions of Section 2-1312 of the State Government Article, and to the Board on the transactions, the level of outstanding debt, and the levels of debt issued and redeemed in the preceding fiscal year.

E. Notification.

Any State entity planning a transaction of \$25,000,000 or greater principal amount shall provide notice to the Department at least 30 days prior to the transaction. The notice may take the form of a preliminary official statement, if available. If no such statement is available, the notice shall include:

- (1) The purpose of the transaction;
- (2) The proposed sale date;
- (3) The nature of the transaction;
- (4) The proposed principal amount of the transaction; and
- (5) Any other information which the Department may request.

This notice shall be in addition to any notice required under other provisions of law or regulation.

F. Financial Services and Technical Assistance.

- (1) Upon recommendation of the Governor, the Board may delegate to the Treasurer procurement of any financial services and technical assistance required in connection with the issuance of debt, but the fees for such services shall be paid from the proceeds of the transaction or other funds as provided.
- (2) At the request of the Governor, the Treasurer may issue debt on behalf of a State entity.

G. Compliance with Executive Order.

- (1) The Secretary may waive or extend any deadlines for action under this Executive Order, other than any action to be taken by the Governor. Any waiver or extension shall be in writing.
- (2) At the request of any State entity, the Secretary shall:
 - (a) Certify the amount of debt that may be issued by such State entity as of the date of such certification; or
 - (b) Certify compliance with Section E. of this Executive Order.

EXECUTIVE ORDER OF FEBRUARY 17, 1998

01.01.1998.08

Governor's Commission on Service and Volunteerism

(Rescinds 01.01.1994.01)

WHEREAS, Maryland values citizen service and volunteerism as key ingredients to vital and vibrant communities across the State;

WHEREAS, Maryland has a long standing history of volunteer and service leadership as demonstrated in the past by the Governor's Volunteer Council, the Governor's Advisory Board on Service and Citizenship, the Maryland Student Service Alliance, and other organizations that have promoted volunteerism and service in Maryland;

WHEREAS, Maryland is the first State in the Nation to require students to complete a service-learning program before graduation from public high school;

WHEREAS, Maryland has effectively involved national service programs and volunteerism as a strategy to solve pressing social problems;

WHEREAS, The fiscal climate of the times dictates that government respond to its charge by developing innovative programs, forging partnerships with all sectors, demonstrating accountability and measurability and fostering a culture for maximum citizen involvement; and

WHEREAS, The National and Community Service Trust Act of 1993, hereinafter referred to as "The Act," has established a model for states to follow to be eligible to receive federal funds appropriated under The Act.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY RESCIND EXECUTIVE ORDER 01.01.1994.01 GOVERNOR'S COMMISSION ON SERVICE, AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Definitions. In this Executive Order, the following terms have the meanings indicated:

- (1) "Commission" means the Governor's Commission on Service and Volunteerism.
- (2) "Office" means:
 - (a) The Governor's Office on Volunteerism, as designated in Title 9, Subtitle 13 of the State Government Article, Maryland Code; or

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- (b). The Governor's Office on Service and Volunteerism, contingent on the enactment of legislation amending Title 9, Subtitle 13 of the State Government Article, Maryland Code.
- B. There is a Governor's Commission on Service and Volunteerism within the Executive Branch. The Commission shall report to the Governor or his designee and, to the extent consistent with federal law and this Executive Order, shall be overseen by the Governor or his designee.
- C. Scope of the Commission.
 - (1) The Commission shall be responsible for statewide implementation of the National and Community Service Trust Act of 1993 and appropriate successor acts. The Commission's activities include:
 - (a) Developing and carrying out a competitive selection process for the distribution of national service funds received under The Act to operate service programs in Maryland. The process shall reflect the priorities of a strategic State plan for service and volunteerism; and
 - (b) Preparing the State's applications for funding and for approval of service positions under The Act.
 - (2) The Commission shall also serve as an advisory body to the Governor or his designee on issues related to promoting volunteerism and service among the citizens of the State. In their advisory role the Commission's activities may include:
 - (a) Developing and maintaining communication with the volunteer community and promoting greater public and private sector cooperation and coordination of resources;
 - (b) Recommending ways to encourage participation by the business community, private individuals and nonprofit organizations in volunteerism and service; and
 - (c) Encouraging volunteering and service throughout the State by individuals, businesses and nonprofit organizations.
 - (3) The Commission shall identify opportunities to expand and enhance service and volunteerism to address challenges in Maryland and work with the Office to develop a strategic plan to meet those needs. This strategic plan will be submitted to the Governor or his designee. The plan will be reviewed and updated on an agreed upon time schedule.
- D. Scope of the Office. Among its duties, the staff of the Office shall support the Commission's grant-making and advisory role by undertaking activities including:

- (1) Working with the Commission to develop and update a strategic State plan for service and volunteerism;
 - (2) Developing and updating a plan for national service programs in Maryland as required by the federal Corporation for National Service. The plan shall include any information specified by the federal Corporation for National Service;
 - (3) Developing a plan that evaluates the performance of funded national service projects which will ensure accountability of program operation and financial expenditures and which will be made available to the General Assembly;
 - (4) Providing technical assistance and training to organizations operating volunteer and national service programs or that may operate national service programs in program planning, application for funding, program performance, monitoring and assessment; and
 - (5) Seeking input of the Commission members about the State's priorities related to volunteerism.
- E. The Office is charged with the responsibility to involve appropriate State agencies and nonprofit organizations in a collaborative, cooperative and coordinated manner in planning, implementing and evaluating volunteerism and service in the State along with the duties and responsibilities described in State Government Article, Title 9, Subtitle 13, Maryland Code, which established the Office.
- F. Membership and procedures of the Governor's Commission on Service and Volunteerism.
- (1) The Governor may appoint no more than 25 voting members to the Commission including the following individuals:
 - (a) The State Superintendent of Schools;
 - (b) One representative of a community-based agency or organization;
 - (c) One representative of local government;
 - (d) One representative of a for-profit business;
 - (e) One representative of a labor organization;
 - (f) One participant in a local national service program;
 - (g) A young adult, between 16 and 25 years of age, who is participating in, or supervisor of, a service program;
 - (h) One representative of education, training and support programs for disadvantaged youth;

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- (i) One representative of service and volunteer programs for older adults;
 - (j) Two representatives from the traditional volunteer community; and
 - (k) Public members with knowledge or experience in some aspect of service, service-learning, volunteerism, human service, education, environment or public safety.
- (2) In addition, the Governor may appoint other nonvoting ex officio members whose assistance and participation would be beneficial to the work of the Commission. These members may include, but are not limited to:
- (a) The Lieutenant Governor or the Lieutenant Governor's representative;
 - (b) The Secretary of Juvenile Justice;
 - (c) The Secretary of Higher Education;
 - (d) The Secretary of Natural Resources;
 - (e) The Secretary of Human Resources;
 - (f) The Executive Director of the Maryland Student Service Alliance;
 - (g) The Director of the Regional State Office for the Corporation for National Service State Office; and
 - (h) A representative of a public safety professional association: law enforcement, policing or corrections.
- (3) The Chair will be elected annually from among the Commission members and may be re-elected. In the event of a vacancy between elections, the Governor shall designate an interim Chairperson who shall serve until a successor has been duly elected.
- (4) Membership on the Commission shall be for a three-year term, staggered in thirds. A member may be re-appointed and serve for up to two consecutive terms.
- (5) The Governor may remove any member of the Commission for any cause adversely affecting the member's ability or willingness to perform his or her duties.
- G. Staffing and Operating Expenses.
- (1) Among the duties of the Office is to support the work of the Commission.

- (2) The Executive Director and staff of the Office shall be appointed by the Governor or his designee and serve at the pleasure of the Governor or his designee. In the case of hiring the Executive Director, the Governor or his designee at his discretion, may seek input from the Chair of the Commission.
 - (3) The Executive Director will serve on the Lieutenant Governor's Senior Staff.
 - (4) The staff and operating expenses of the Commission shall be met through the operating budgets of the Executive Department and federal funds available for the purpose of administering national and community service programs.
 - (5) Members of the Commission may not receive any compensation for their services. Members may be reimbursed for their reasonable expenses incurred in the performance of their duties in accordance with the State Standard Travel Regulations and as provided in the State budget.
- H. The Commission, in carrying out its grant-making responsibilities and advisory role, may adopt rules consistent with this Executive Order to govern its operating by committee and its procedures to avoid conflict of interest.

EXECUTIVE ORDER OF FEBRUARY 24, 1998

01.01.1998.09

Maryland Forestry Task Force

WHEREAS, The State of Maryland contains 6.29 million acres of which 42 percent (2.7 million acres) are forested; ninety percent of these forested lands are privately owned by approximately 120,000 landowners;

WHEREAS, Promoting a healthy and abundant forest system is one of the most important legacies Marylanders can bestow upon future generations;

WHEREAS, Forests in Maryland have not only been conserved and protected by various public programs for which the State has received national acclaim, including Program Open Space, the Agricultural Land Preservation Program, and the Smart Growth and Rural Legacy Programs, but have also proliferated by virtue of the faithful stewardship and management exercised by forest landowners and the forest products industry through cooperative partnerships;

WHEREAS, The forest products industry is an important contributor to the State's overall economy and employment, and will play a key role in promoting the health, conservation and proper management of Maryland's privately-owned forested lands; and

WHEREAS, Advancing the preservation and management of Maryland's forests for future generations requires a comprehensive assessment of the issues impacting Maryland's forest landowners and the forest products industry today.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

- A. Established. There is a Maryland Forestry Task Force.
- B. Membership and Procedures.
 - (1) The Task Force shall consist of 11 members who shall be appointed by and serve at the pleasure of the Governor.
 - (2) The Governor shall appoint the chairperson from among the members of the Task Force.
 - (3) The members of the Task Force may not receive compensation for their services. Members may be reimbursed for their reasonable expenses incurred in the performance of their duties in accordance with the standard travel regulations as provided in law.
 - (4) The Departments of Agriculture, Environment and Natural Resources shall provide staff support and technical assistance to the Task Force.
- C. Duties of the Task Force. The Maryland Forestry Task Force shall:
 - (1) Undertake a comprehensive survey of the State's forest resources;
 - (2) Examine and recommend ways to advance the conservation, protection and replenishment of privately-owned forested lands in the State;
 - (3) Study the environmental impact of healthy and abundant forested lands on the State's ecosystem, including water quality and the protection of the watershed from harmful microorganisms;
 - (4) Recommend methods to encourage the use of accepted forestry management practices on privately-owned forested lands;
 - (5) Assess the financial impact associated with the annual contributions made to the State's economy by the forest products industry;
 - (6) Examine and make recommendations regarding existing statutory and regulatory restrictions imposed upon private owners of forested lands and the forest products industry;

- (7) Examine the use of economic incentives to help forest landowners and businesses maintain their land for productive forest usage and impede the conversion of such land for residential, commercial or industrial development;
- (8) Recommend ways to strengthen Maryland's existing "right to practice forestry" policy; and
- (9) Enhance public awareness about the environmental and economic contributions made by forest landowners and the forest products industry through their stewardship and management of Maryland's forests.

D. Reports to the Governor.

- (1) The Task Force shall forward an interim progress report by December 1, 1998.
- (2) The Task Force shall forward its final report by December 1, 1999.

EXECUTIVE ORDER OF MARCH 6, 1998

01.01.1998.10

Special Commission to Study State Healthcare Procurement Practices

WHEREAS, This Administration is committed to the integrity of the State's process of procuring goods and services;

WHEREAS, The citizens of Maryland are entitled to have confidence in State Government;

WHEREAS, It is vital to the public interest that the healthcare procurement process be fair, efficient and free of any actual or potential for conflicts of interest; and

WHEREAS, State healthcare contracting and bidding practices, as well as State vendor conduct and practices in the discharge of duties and responsibilities in the healthcare industry, should be examined to identify any areas needing improvement.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Immediate Action Items.

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- (1) Any entity within the Executive Branch of State Government, including Maryland's public four-year institutions of higher education, shall take the following steps before agreeing to pay State funds to any federal, State or local elected official in exchange for services rendered by the official to the entity:
 - (a) Prepare a written contract that reflects the compensation and the services expected to be received for that compensation and that complies in all respects with State procurement law;
 - (b) Submit a copy of the executed contract to the ethics agency with jurisdiction over the office held by the official; and
 - (c) Make a copy of the contract available for public inspection.
 - (2) All State departments and agencies that distribute public funds to any business or corporate entity shall maintain an electronic list of those entities. These lists shall be made available to the State Ethics Commission in an electronic format that is accessible to the general public.
- B. Established. There is hereby established a Governor's Special Commission to Study Healthcare Procurement Practices.
- C. Membership and Procedures.
- (1) The Commission shall consist of 11 members appointed by the Governor to include:
 - (a) The Secretary to the Board of Public Works;
 - (b) The Secretary of the Department of Health and Mental Hygiene or his representative;
 - (c) The Executive Director of the State Ethics Commission;
 - (d) The Attorney General or his representative;
 - (e) A person from the healthcare industry or a person who by experience or education is knowledgeable about the health care industry, who is not doing business with the State;
 - (f) A member of the Senate nominated by the President of the Senate;
 - (g) A member of the House of Delegates nominated by the Speaker of the House; and
 - (h) Four citizen representatives.
 - (2) Members shall serve at the pleasure of the Governor.

- (3) The Governor shall designate a Chairman from among the public members.
- (4) The members of the Special Commission may not receive compensation for their services. Members may be reimbursed for their reasonable expenses incurred in the performance of their duties, in accordance with standard travel regulations as provided by law.
- (5) The Office of the Governor, Office of the Attorney General and Department of General Services shall provide staff support and technical assistance to the Commission.

D. Duties of the Commission. The Commission shall:

- (1) Conduct a formal review of State healthcare contracting and bidding procedures, and of the State's vendor conduct and practices in the discharge of duties and responsibilities in the State's healthcare industry;
- (2) Examine the need for possible additional limitations on activities that create the potential for conflicts of interest or improper influence by any member of the private healthcare industry, any State or public official, or any employee thereof;
- (3) Review the laws and procedures governing the institution of penalty, suspension and debarment proceedings;
- (4) Forward immediately to the Office of the Attorney General, without awaiting issuance of the Commission's final report, any and all matters that the Commission's findings suggest may warrant investigation into the possible institution of penalty, suspension and debarment proceedings; and
- (5) Where appropriate, make any recommendations arising out of this review applicable to all State procurement areas generally.

E. Final Report. The Commission shall submit its final report and recommendations to the Governor and the General Assembly by December 31, 1998, so that the report may be forwarded to the General Assembly's Special Study Commission on the Maryland Public Ethics Law for its consideration prior to the issuance of its final report on February 1, 1999.

EXECUTIVE ORDER OF MARCH 30, 1998

01.01.1998.11

Protection of the Horseshoe Crab Resource

WHEREAS, The Horseshoe Crab resource is ecologically important in that the shorebird population depends on the sustenance provided by Horseshoe Crab eggs to complete their annual nesting migrations;

WHEREAS, The Horseshoe Crab as a regional resource needs to be further assessed to determine the appropriate level of harvesting to ensure that the stock abundance is sustained at a healthy level and continue to provide for bait necessary to preserve the conch, whelk, catfish and eel fisheries, as well as for medical research;

WHEREAS, The number of pounds of Horseshoe Crabs taken from the fishery has increased significantly in the past few years and there is a need to stabilize the Horseshoe Crab population; and

WHEREAS, The States of New Jersey, Delaware, Virginia and Maryland, along with the National Marine Fisheries Service, Atlantic States Marine Fisheries Commission and the United States Fish and Wildlife Service have made a commitment to develop a coastal management plan for the Horseshoe Crab to be completed by October, 1998.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. The Department of Natural Resources shall, by April 1, 1998, submit emergency and proposed regulations to the Administrative, Executive and Legislative Committee to reduce the 1998 level of harvest of Horseshoe Crabs to achieve a similar or more conservative reduction in harvest than Delaware and New Jersey through the following measures:
- (1) The establishment of an annual quota of 750,000 pounds and closing down the Horseshoe Crab fishery if the quota is attained;
 - (2) A restriction on the issuance of special (no fee) permits to commercial licensees who have a prior history of landing Horseshoe Crabs in order to control the number of harvesters who can land Horseshoe Crabs and avoid the possibility of new harvesters entering the fishery;
 - (3) The establishment of specific seasons, daily landing limits and area restrictions for harvesting Horseshoe Crabs; and

- (4) The exemption of individuals who harvest Horseshoe Crabs for documented medical research from landing limits, with a requirement that the Horseshoe Crabs be returned alive to the waters from which they were harvested within forty-eight hours.
- B. The regulations shall remain in effect until the coastal management plan establishes recommendations for the appropriate level of harvesting, and adjustments to the Horseshoe Crab regulations are in effect.

EXECUTIVE ORDER OF APRIL 6, 1998

01.01.1998.12

Proclaiming an Extended Session of the Maryland General Assembly

WHEREAS, I, Parris N. Glendening, Governor of the State of Maryland, being advised that the Budget Bill has not been finally acted upon by the General Assembly seven days before the expiration of the 1998 regular Session of the General Assembly;

WHEREAS, Article III, Section 52 (10) of the Maryland Constitution provides that under these circumstances the Governor shall issue a proclamation extending the Session for a period as may, in the Governor's judgment, be necessary to allow for the passage of the Budget Bill; and

WHEREAS, Other matters may not be considered during such extended Session except a provision for the cost thereof.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE 1998 REGULAR SESSION OF THE MARYLAND GENERAL ASSEMBLY IS HEREBY EXTENDED, COMMENCING AT MIDNIGHT ON MONDAY, APRIL 13, 1998, IN THE STATE CAPITAL IN THE CITY OF ANNAPOLIS FOR THE PURPOSE OF PASSING THE STATE BUDGET BILL. THIS EXTENSION MAY NOT EXCEED TEN DAYS, OR SUCH OTHER PERIOD AS SPECIFIED BY AMENDMENT TO THIS EXECUTIVE ORDER.

EXECUTIVE ORDER OF MAY 6, 1998

01.01.1998.13

Peace Officers Memorial Day and Police Week

WHEREAS, Maryland has over 16,000 law enforcement officers in the State, many of whom risk their lives daily to protect the public's safety and private property;

WHEREAS, We, as Maryland residents, respect and appreciate our law enforcement officers for the selfless work they perform throughout the year;

WHEREAS, We honor the memory of our fallen law enforcement officers who gave their lives while performing their duty;

WHEREAS, On May 7, 1997 the President of the United States, William Jefferson Clinton, proclaimed May 15, 1997 as Peace Officers Memorial Day, and May 11 through May 17, 1997 as Police Week; and

WHEREAS, President Clinton called upon the States to observe these occasions and direct that the flag be flown at half-staff on Peace Officers Memorial Day on all buildings, grounds and naval vessels and requested all governors to direct that the flag be flown at half-staff on Peace Officers Memorial Day.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. May 15, 1998 shall be declared Peace Officers Memorial Day.
- B. Pursuant to Protocol For the Maryland State Flag, Section 5.03, all flags in Maryland shall be flown at half-staff on Peace Officers Memorial Day on all buildings and grounds to honor our fallen officers.
- C. Each year, the week in which May 15, Peace Officers Memorial Day falls, shall be declared as Police Week.

EXECUTIVE ORDER OF MAY 15, 1998

01.01.1998.14

Maryland Partnership For Children, Youth and Families

WHEREAS, Maryland is committed to producing strong and self-sufficient families;

WHEREAS, Many of Maryland's families are not accessing the services they need and must navigate an often confusing network of service providers in order to receive help;

WHEREAS, Local jurisdictions feel prevented from tailoring services to the unique needs of their communities and have shown interest in implementing creative and effective family service techniques;

WHEREAS, Local officials, service providers, and citizens want and deserve a stronger voice in statewide policy discussions;

WHEREAS, Maryland wants to serve its children and families more effectively and with better results, and is committed to engaging parents, citizens, service agencies, advocates and providers in a common effort to create a comprehensive system that ensures families receive the support they need;

WHEREAS, In April, 1996, the Governor's Task Force on Children, Youth and

Families Systems Reform was created by Executive Order to review the effectiveness of the current children and family service systems, the status of service reform efforts, and the local, state and federal laws governing service programs and funding, and to recommend needed improvements;

WHEREAS, In November, 1996, the Task Force issued its report, setting out nine Results (hereafter "the Results") to assure that the State and local jurisdictions can be held accountable for delivering effective services to children and families; and

WHEREAS, The Task Force also recommended the creation of a strong public/private commission on children, youth and families, to ensure that the State achieves a results-based and locally-designed children and family service system.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. There is a Statewide Partnership For Children, Youth and Families. This Partnership shall serve in an advisory capacity to the Governor to promote the development and accomplishment of public policy objectives which achieve the shared goal of all Marylanders to provide our families with the support and strength they need to thrive.
- B. (1) Membership and Procedures. The Partnership shall be comprised of 17 members, including:
 - (a) A designee of the Governor;
 - (b) The Special Secretary for Children, Youth and Families;
 - (c) The Director of the Governor's Office for Individuals with Disabilities;
 - (d) The State Superintendent of Schools;
 - (e) The Secretary of Health and Mental Hygiene;
 - (f) The Secretary of Juvenile Justice;
 - (g) The Secretary of Human Resources;
 - (h) Ten members appointed by the Governor, including five individuals who represent local government and Local Management Boards as defined in Article 49D, Section 11, of the Annotated Code of Maryland; and five individuals selected from the community at large who have an interest or expertise in matters pertaining to services for children and families.
- (2) The Governor shall designate a Chair from among the members of the Partnership.

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- (3) Members appointed by the Governor shall serve staggered 2-year terms, providing that they continue to meet the qualification for appointment. An appointed member may serve up to 2 consecutive terms. All other members shall serve so long as they hold the office or designation stipulated in this Executive Order.
 - (4) Members appointed by the Governor shall serve at his pleasure. The Governor may remove any member of the Partnership for any cause adversely affecting the member's ability or willingness to perform the member's duties.
 - (5) In the event of a vacancy in an appointed member position, the Governor shall appoint a successor.
 - (6) A member of the Partnership may not receive compensation, but is entitled to reimbursement for reasonable expenses incurred in performance of the member's duties, in accordance with Standard State Travel Regulations and as provided in the State budget.
- C. Relationship of the Partnership to the Subcabinet for Children, Youth and Families.
- (1) The Partnership shall receive periodic reports, at intervals to be determined by the Chair, on the State's activities related to children, youth and families.
 - (2) The Partnership shall advise the Subcabinet on policies related to children, youth and families.
- D. Staffing. Under the leadership of the Special Secretary, staffing for the Partnership shall be provided primarily by the Governor's Office for Children, Youth and Families with support from Subcabinet agency staff, which shall assist the Partnership in carrying out its duties.
- E. Scope. The Partnership shall have the following duties:
- (1) To engage citizens, including advocates for children, youth and families, in order to:
 - (a) Reaffirm a vision for the role of government and citizens in achieving the Results for children and families;
 - (b) Marshal public and governmental attention and support to achieve the Results for children and families;
 - (c) Provide examples of best practice models in achieving the Results for children and families.
 - (2) To develop and publish a 5-year *State Plan for Children and Families* (hereafter the "*State Plan*") to implement the vision of a reformed system of integrated services to children, youth and families at both the state and local levels. The *State Plan* shall:

- (a) Reaffirm and refine the Results to be achieved by state agencies and local jurisdictions, with consideration given to the *Local Plan for Children, Youth and Families* (hereafter the "*Local Plan*") submitted by local jurisdictions, and recommend goals, incremental objectives and time frames for accomplishment of these Results;
 - (b) Identify resources needed to achieve *State Plan* goals;
 - (c) Recommend standards and methodologies for evaluating the Results, with consideration given to the *Local Plan*;
 - (d) Be updated annually.
- (3) To provide to both State agencies and local jurisdictions general policy guidance required to implement the *State Plan*.
- (4) To make recommendations concerning budgeting and funding allocation, which shall include:
- (a) Submitting to the Secretary of Budget and Management, an interagency children and family budget priorities document for achieving the Results identified in the *State Plan*;
 - (b) Proposing methods for allocating funds to local jurisdictions based on a set of established principles and/or guidelines;
 - (c) Recommending approval of annual grant agreements negotiated between the State and local jurisdictions, consistent with the five-year *Local Plan* submitted by local jurisdictions;
 - (d) Proposing standards for fiscal and program audits of state agencies and local jurisdictions as such audits relate to the *State Plan*.
- (5) To review federal, State, local and private funds utilized and available to the State for programs and services for children, youth and families.
- (6) To evaluate programmatic needs and services delivered, including:
- (a) Making recommendations on the coordination of existing and future State child-serving agency management information systems (MIS) to support achievement of the Results at the State and local levels;
 - (b) Reviewing program audits to evaluate results achieved by State agencies and local jurisdictions using baseline data derived from MIS and other available sources;

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- (c) Examining public and private programs, services and plans for children, youth and families for the purpose of identifying duplications, inefficiencies and unmet needs and evaluating the effectiveness of those programs, services and needs;
 - (d) Periodically reviewing State expenditures for children, youth and family services to assure that these expenditures are in conformity with established priorities.
- (7) To submit to the Governor an annual report describing the State's progress toward achieving the Results, with copies distributed to the General Assembly.
 - (8) To promote clear lines of communication across child-serving agencies and encourage greater interagency collaboration.
 - (9) To recommend rules and regulations necessary to carry out the provisions of this Executive Order.

EXECUTIVE ORDER OF JUNE 19, 1998

01.01.1998.15

Commission to Study Ways to Improve the Financial Viability of the Horse Racing Industry

WHEREAS, The State of Maryland has a strong economic interest in a healthy and viable horse racing industry and continues to seek ways to preserve, strengthen and protect this industry without encouraging gaming opportunities beyond horse racing itself;

WHEREAS, The Commission to Study Ways to Improve the Financial Viability of the Horse Racing Industry was created through Chapter 750 of the Acts of the General Assembly of 1997 to study and recommend ways to keep horse racing financially viable in the State;

WHEREAS, The Commission met throughout the 1997 interim and issued its report on November 1, 1997 making recommendations in the areas of purse assistance, regional and national marketing and deregulation which have met with widespread acceptance within the industry and with the broader public;

WHEREAS, The Commission also recommended that it meet again during the 1998 interim to continue its deliberations and review the progress made toward achieving its goals;

WHEREAS, Based on the recommendations of the Commission, the Governor and General Assembly enacted measures during the 1998 Session to enhance State assistance for purses and bred funds and to fund studies on the economic impact of the horse racing industry, State assistance to the industry and marketing survey research and strategies; and

WHEREAS, It is desirable for the Commission to continue its oversight efforts and monitor the implementation of its recommendations in preparation for the 1999 Session.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. There is a Commission to Study Ways to Improve the Financial Viability of the Horse Racing Industry.
- B. The Commission shall be composed of 12 members as follows:
 - (1) Four members of the Senate of Maryland appointed by the President of the Senate;
 - (2) Four members of the House of Delegates appointed by the Speaker of the House; and
 - (3) Four members appointed by the Governor.
- C. The Governor shall designate the chairperson of the Commission.
- D. Staffing for the Commission shall be provided by the Department of Labor, Licensing and Regulation and the Department of Legislative Services.
- E. The members of the Commission may not receive compensation for their services. Members may be reimbursed for their reasonable expenses incurred in the performance of their duties, in accordance with Standard State Travel Regulations as provided in the State budget.
- F. The Commission shall:
 - (1) Continue to study ways to improve the financial viability of the horse racing industry;
 - (2) Monitor the implementation of the recommendations contained in the Commission's 1997 report and the effects of State racing assistance provided during the 1997 and 1998 Sessions;
 - (3) Receive periodic reports on the various studies required under Chapter 519 of the Acts of 1998;
 - (4) Solicit input from a broad range of the industry and the wider public about options for improving the environment for horse breeding and racing in Maryland; and
 - (5) Develop recommendations that it considers appropriate for changes in policy, statutes, regulations or organization to keep horse racing financially viable in the State.

- G. On or before December 31, 1998, the Commission shall report its findings and recommendations to the Governor and the General Assembly.
- H. This Executive Order shall terminate and be of no effect after June 30, 1999.

EXECUTIVE ORDER OF JUNE 22, 1998

01.01:1998.16

Commission to Review Landlord-Tenant Laws

WHEREAS, Governor Marvin Mandel created a Landlord-Tenant Laws Study Commission in 1970 to study State and local laws, regulations and ordinances in the area of landlord-tenant law, and to formulate an all-encompassing revision and consolidation of landlord-tenant law in the State;

WHEREAS, The successor to the Landlord-Tenant Laws Study Commission was the Governor's Advisory Council on Landlord Tenant Affairs which was created in September 1990 by Governor William Donald Schaefer to advise the Governor on landlord and tenant issues, but ceased operating in December 1993;

WHEREAS, The Commission, and the Council served an important role in identifying and analyzing problems in the State's landlord-tenant laws;

WHEREAS, Further review of the State's landlord-tenant laws is necessary, including the review of procedures to resolve problems in landlord-tenant affairs, time frames for legal actions and the handling of financial transactions; and

WHEREAS, A new Commission consisting of representatives from landlord and tenant organizations, State and local government, industry and citizens meeting to review and improve Maryland's landlord-tenant laws will benefit all of the citizens of the State.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. There is a Commission to Review Landlord-Tenant Laws.
- B. The membership shall consist of:
 - (1) One member of the Senate of Maryland appointed by the President of the Senate;
 - (2) One member of the House of Delegates appointed by the Speaker of the House;

- (3) One member of the judiciary appointed by the Chief Judge of the Maryland Court of Appeals;
 - (4) The Secretary of Housing and Community Development or designee;
 - (5) The Attorney General or his designee; and
 - (6) Up to [twelve] FOURTEEN members appointed by the Governor with knowledge of landlord-tenant issues, including representatives of:
 - (a) Landlords with an inventory of 25 or less units;
 - (b) Landlords with an inventory of 25 or more units;
 - (c) Tenants;
 - (d) Municipal and county governments;
 - (e) Legal community;
 - (f) Financial community; and
 - (g) Any other group with relevant knowledge and experience in the issues.
 - (7) The members appointed by the Governor shall represent balance between landlord and tenant perspectives and represent various geographic areas of the State.
- C. The Governor shall designate a chairperson from among the members of the Commission.
- D. Members who are appointed by virtue of their office may designate, in writing, an alternate to represent them on the Commission and exercise their power to vote.
- E. The Governor may remove any member of the Commission for any cause adversely affecting the member's ability or willingness to perform the member's duties.
- F. Scope. The duties of the Commission are:
- (1) Review Title 8 of the Real Property Article of the Annotated Code of Maryland; and
 - (2) Provide recommendations to the Governor and the General Assembly for revisions needed to enhance the equity, efficiency and effectiveness of the landlord-tenant laws.
- G. Procedures.
- (1) The Commission shall meet at times and places to be determined by the members.

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- (2) The chairperson of the Commission may designate committees from among its members to address issues relating to the specific duties of the Commission and to consult as needed with other interested groups.
 - (3) A majority of members of the Commission shall constitute a quorum for the transaction of any business.
- H. Staff support for the Commission to Review Landlord-Tenant Laws shall be provided by the Department of Housing and Community Development.
- I. The members of the Commission may not receive any compensation for their services, but may receive reimbursement for reasonable expenses incurred in the performance of their duties in accordance with the State Standard Travel Regulations.
- J. All departments and agencies of State government shall cooperate with the Commission and furnish information and such other assistance as may be necessary and available to further the purposes of this Order.
- K. The Commission shall submit its final report to the Governor and the General Assembly including recommendations for revisions to the Annotated Code of Maryland as it relates to landlord-tenant laws on or before December 15, 1998.
- L. This Executive Order shall terminate and be of no further effect after December 15, 1998.

EXECUTIVE ORDER OF JUNE 22, 1998

01.01.1998.17

Governor's Task Force on African American Entrepreneurship in Baltimore City

(Amends 01.01.1997.04)

WHEREAS, The Governor's Task Force on African American Entrepreneurship was created by Executive Order in 1996 to examine, study, and formulate a strategic plan for the creation of greater entrepreneurial opportunities for African Americans in Baltimore City; and

WHEREAS, Due to the magnitude of this project it is appropriate to extend the time for the completion of the duties of the Task Force.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. There is a Governor's Task Force on African American Entrepreneurship in Baltimore City.

- B. The Task Force shall be composed of ten members as follows:
- (1) Two Baltimore City members of the Senate of Maryland appointed by the President of the Senate;
 - (2) Two Baltimore City Members of the House of Delegates appointed by the Speaker of the House;
 - (3) One member of the Maryland Economic Development Commission designated by the Chairman; and
 - (4) Five members of the general public appointed by the Governor in consultation with the Mayor of the City of Baltimore.
- C. The Governor shall designate the chairperson of the Task Force.
- D. The Governor's Office of Minority Affairs shall provide staff support and technical assistance to the Task Force.
- E. A member of the Task Force:
- (1) May not receive compensation; but
 - (2) Is entitled to reimbursement for expenses under the standard State travel regulations, as provided in the State budget.
- F. The Task Force shall:
- (1) Examine the nature and scope of currently available opportunities for entrepreneurship for African Americans in Baltimore City;
 - (2) Study how entrepreneurial opportunities for African Americans in Baltimore City can be increased to a level that is more proportionate for a city that has a majority population of African Americans; and
 - (3) Formulate a strategic plan for the creation of greater entrepreneurial opportunities for African Americans in Baltimore City.
- G. The Task Force may:
- (1) Review the efforts of other states and cities to study and address this issue;
 - (2) Consult with outside experts concerning entrepreneurial opportunities for African Americans in Baltimore City;
 - (3) Receive testimony that the Task Force considers appropriate; and
 - (4) Develop any recommendations that it considers appropriate for changes in statutes, regulations, organization, or procedures.
- H. [On or before December 31, 1997, the] THE Task Force shall report its findings and recommendations to the Governor and the Mayor of Baltimore City.

- [I. This Executive Order shall terminate and be of no effect after December 31, 1997.]

EXECUTIVE ORDER OF JUNE 26, 1998

01.01.1998.18

Inter-Agency Nutrient Reduction Oversight Committee

WHEREAS, Outbreaks of toxic *Pfiesteria* in 1997 led to a reexamination of Maryland's efforts to reduce nutrient pollution of the Chesapeake Bay, its tributaries and the coastal Bays;

WHEREAS, In November 1997, the Governor's Blue Ribbon Citizens *Pfiesteria* Action Commission, chaired by former Governor Harry Hughes, made many recommendations for reducing nutrient pollution;

WHEREAS, The General Assembly enacted the Water Quality Improvement Act of 1998 (Chapter 325 of the Laws of 1998), which contains many of the recommendations of the Hughes Commission;

WHEREAS, Chapter 325 of the Laws of 1998 (Chapter 325) and the State's fiscal year 1999 budget created innovative programs to develop alternative uses for animal manure, and provide funding for research projects to assist farmers in managing nutrients and to supplement federal research efforts on *Pfiesteria*;

WHEREAS, Maryland's efforts to manage *Pfiesteria* outbreaks have involved the coordination and cooperation of several State agencies to protect the public health and the environment; and

WHEREAS, Meeting the challenges associated with developing alternative uses for animal manure, coordinating research needs, implementing a successful Nutrient Management Program and continuing a successful nutrient reduction strategy will require the continued cooperation of the appropriate State agencies, impacted industries, advocates for the environment and the citizens of Maryland.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. There is an Inter-Agency Nutrient Reduction Oversight Committee.
- B. The Oversight Committee shall consist of the following 9 members, appointed by the Governor:
 - (1) The Secretary of the Department of Agriculture;
 - (2) The Secretary of the Department of the Environment;

- (3) The Secretary of the Department of Natural Resources;
 - (4) The Secretary of the Department of Health and Mental Hygiene;
 - (5) The Secretary of the Department of Business and Economic Development;
 - (6) The Director of the Maryland Environmental Service;
 - (7) The Director of the Maryland Energy Administration;
 - (8) The Dean of the College of Agriculture and Natural Resources, University of Maryland; and
 - (9) The President of the University of Maryland Center for Environmental Science.
- C. The Secretary of the Department of Agriculture and the Secretary of the Department of the Environment shall serve as Co-Chairpersons of the Oversight Committee.
- D. Scope. The Oversight Committee is hereby charged with the following duties:
- (1) Examine proposals for the use of funds from the Animal Waste Technology Fund created by Chapter 325 and make recommendations and set priorities for financial assistance from the Fund;
 - (2) Examine proposals for the use of research funds budgeted in the Department of the Environment, and make recommendations and set priorities for grants from the funds; and
 - (3) Generally oversee the implementation and operation of the Nutrient Management Program and the State's efforts to reduce nutrient pollution.
- E. In performing its duties, the Oversight Committee shall:
- (1) Make financial assistance recommendations consistent with the purpose and requirements of the Animal Waste Technology Fund, as stated in Section 1 of Chapter 325;
 - (2) Make research grant recommendations consistent with the priorities outlined in Section 11 of Chapter 325, as applicable;
 - (3) Consult with the Nutrient Management Advisory Committee appointed by the Secretary of Agriculture and coordinate the work of the Oversight Committee with the work of the Advisory Committee;

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- (4) As necessary and appropriate, consult with the General Assembly, the agricultural community, advocates for the environment, the University System of Maryland and other interested institutions of higher education and other interested parties; and
 - (5) Generally seek solutions and make recommendations that provide the maximum benefit to the environment, public health, the agricultural industry and other impacted industries.
- F. Procedures.
- (1) The Oversight Committee shall meet as frequently as necessary to meet its responsibilities at times and places to be determined by the members.
 - (2) The Oversight Committee may appoint committees from among its own members to address issues relating to the specific duties of the Oversight Committee.
 - (3) A majority of members of the Oversight Committee shall constitute a quorum for the transaction of any business.
- G. Staff support to the Task Force shall be provided by the agencies and units of State government represented on the Oversight Committee.
- H. Report to the Governor and the General Assembly. The Oversight Committee shall submit a report to the Governor and, in accordance with Section 2-1246 of the State Government Article, the General Assembly on December 31, 1998, and on July 1 and December 31 of subsequent years, containing:
- (1) The status of projects funded by the Animal Waste Technology Fund and the State's progress in developing alternative uses for animal manure;
 - (2) The status of research and demonstration projects funded as a result of the recommendations of the Oversight Committee;
 - (3) The status of the State's Nutrient Management Program and the State's efforts to reduce nutrient pollution; and
 - (4) Any suggestions or recommendations developed by the Oversight Committee relating to the duties and responsibilities of the Oversight Committee.
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EXECUTIVE ORDER OF JULY 3, 1998

01.01.1998.19

Emergency Firefighting Assistance to the State of Florida

WHEREAS, In 1996, Maryland became a party to the Emergency Management Assistance Compact (EMAC), an interstate compact that provides for mutual assistance between states in managing gubernatorial-declared emergencies or disasters;

WHEREAS, Having been advised and informed that as a result of serious wildfires in the State of Florida, emergency assistance has been requested from the State of Maryland through the EMAC; and

WHEREAS, In order to authorize the emergency powers of the Governor, an executive order of the Governor is necessary.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO ARTICLE 16A AND ARTICLE 41 OF THE ANNOTATED CODE OF MARYLAND, HEREBY AUTHORIZE THE MARYLAND EMERGENCY MANAGEMENT AGENCY TO DEPLOY AVAILABLE RESOURCES TO THE STATE OF FLORIDA UNDER THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT.

EXECUTIVE ORDER OF JULY 8, 1998

01.01.1998.20

Maryland Office of Crime Gun Enforcement

WHEREAS, The State of Maryland successfully reduced crime rates throughout the State in part by forming proactive coalitions between law enforcement and the community;

WHEREAS, The State recognizes that collaborative interaction between state, federal and local law enforcement and prosecutors to attack gun related violence is fundamental to ensuring the safety of all Marylanders;

WHEREAS, The State assumed a proactive role in addressing the issue of gun violence by hosting a Gun Enforcement Summit at the University of Maryland in 1996;

WHEREAS, The State aggressively pursued enforcement of existing firearms laws and regulations by establishing the Maryland State Police "Cease Fire" gun enforcement unit, the first gun enforcement unit in the United States with statewide enforcement and oversight responsibilities;

WHEREAS, The State continues to experience gun related violence which adversely

affects the quality of life of our citizens;

WHEREAS, President Clinton encourages all states to continue or expand aggressive efforts to investigate illegal gun possession and trafficking; and

WHEREAS, The State of Maryland shall create the Office of Maryland Crime Gun Enforcement within the Department of Maryland State Police to coordinate a comprehensive collaborative enforcement and education effort to prevent the illegal trafficking of guns to violent criminals, gang members and juveniles.

NOW, THEREFORE, I PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. The Secretary of the Maryland State Police shall establish an Office of Crime Gun Enforcement within the Department of Maryland State Police. Its main purpose is to coordinate State law enforcement agency efforts to submit recovered crime guns to the federal government for tracing.
- B. For the purposes of this Executive Order, the term "crime guns" means any firearm that is illegally possessed, used in a crime or suspected to have been used in a crime.
- C. Duties and Responsibilities. The Office of Crime Gun Enforcement is hereby charged with the following duties:
 - (1) Serve as a resource to advise the Governor, General Assembly, Cabinet Secretaries, other agencies within the Executive Department and local government agencies on policies, programs and other matters relating to crime gun enforcement;
 - (2) Develop and publish a statewide enforcement strategy to help reduce the supply of firearms available to the criminal element of this State;
 - (3) Develop and implement a process which will ensure that all crime guns which come into the custody of any Maryland law enforcement agency are traced from "cradle to grave". This procedure shall be implemented in cooperation with the U.S. Department of Treasury, Bureau of Alcohol, Tobacco and Firearms (BATF), National Tracing Center;
 - (4) Develop and implement, in concert with the BATF, an analytical capability which will include strategic and tactical intelligence on the sources of weapons used in criminal enterprises throughout the State, and ensure that this data is shared with local law enforcement agencies in a timely manner;

- (5) Develop and implement policies and protocols to ensure that all crime guns which are received into police custody are submitted for forensic ballistic examination to determine the weapons possible use or involvement in previous criminal activity;
 - (6) Increase public awareness and enforcement of Article 27, Section 36K, Access to Firearms by Minors;
 - (7) Develop protocols and procedures, in cooperation with the BATF, local police and prosecutors to ensure that "crime gun" enforcement and prosecution will be a priority;
 - (8) Develop policy and procedures to ensure that collaborative, complimentary enforcement programs are developed in concert with local, State and federal law enforcement agencies, the Maryland Division of Parole and Probation and the Department of Juvenile Justice that target for arrest and prosecution repeat violent offenders involved in gun-related crimes;
 - (9) Coordinate with other agencies and entities including, but not limited to, the University of Maryland, Governor's Office of Crime Control and Prevention, BATF, Department of Public Safety and Correctional Services, and Department of Juvenile Justice to develop comprehensive strategies to reduce gun related crime in selected "HotSpot" communities; and
 - (10) Coordinate with the Maryland Police Training Commission to develop a mandatory course of instruction in federal and State firearms laws, firearms identification and tracing, ballistic comparison analysis, characteristics of the armed criminals and other topically relevant issues.
- D. The Office shall consist of at least three sworn members of the Maryland State Police appointed by the Secretary, including:
- (1) A Commissioned Officer who shall serve as the Director;
 - (2) A sworn member of the Department of State Police who shall serve as the Assistant to the Director; and
 - (3) A sworn member of the Department of State Police who shall serve as the State's liaison to the BATF, National Tracing Center.
- E. All State of Maryland law enforcement agencies regulated by the Maryland Police Training Commission shall immediately adopt rules and regulations to ensure the tracing and ballistic comparison analysis of all weapons which may come into their possession, excluding agency issued firearms.

- F. State law enforcement agencies shall also work in conjunction with the Office of Crime Gun Enforcement to ensure that all provisions of this Order are adopted and supported by their respective organizations.
- G. By July 1 of each year, the Office shall submit a report to the Governor and the General Assembly. The report shall detail the status of crime gun enforcement and related issues and will also include recommendations for any legislative, administrative or other changes that the Office deems necessary to enhance the safety of the Citizens of Maryland.
- H. Fiscal Resources. Staffing and other expenses of the Office shall be met through:
 - (1) Existing resources within the Department of Maryland State Police; and
 - (2) Any federal funds or special State funds available for the purposes of administering federal grant programs.

EXECUTIVE ORDER OF AUGUST 5, 1998

01.01.1998.21

Task Force on the Preservation and Enhancement of Maryland's Heritage Resources

WHEREAS, The State of Maryland has a rich array of historic and cultural resources;

WHEREAS, The preservation and enhancement of these resources present economic and environmental benefits to the State, attract tourism, create centers of community pride, and contribute to the goals of educational excellence, Smart Growth and neighborhood conservation;

WHEREAS, The State of Maryland and its citizens are national leaders in developing innovative legislation and programs to ensure the preservation and enhancement of Maryland's heritage resources;

WHEREAS, Our current public and private programs should be evaluated to determine if new strategies, investments and incentives are needed to perpetuate our heritage for the benefit of future generations.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. For the purposes of this Executive Order, "Heritage Resources" means museums, districts, sites, buildings, structures, monuments or objects significant to the prehistory, history, upland and underwater archaeology, architecture, engineering and culture of Maryland.

- B. There is a Task Force to Study the Preservation and Enhancement of Maryland's Heritage Resources.
- C. Membership. The Task Force shall consist of 17 members, including:
- (1) The First Lady of the State of Maryland or designee;
 - (2) One member of the Senate of Maryland appointed by the President of the Senate;
 - (3) One member of the House of Delegates appointed by the Speaker of the House;
 - (4) The Secretary of the Department of Housing and Community Development or designee;
 - (5) The Secretary of the Department of Business and Economic Development or designee;
 - (6) The Secretary of the Department of Budget and Management or designee;
 - (7) The Secretary of the Department of Natural Resources or designee; and
 - (8) Ten members appointed by the Governor, including:
 - (a) One representative of the Board of Trustees of the Maryland Historical Trust;
 - (b) One representative of the Governor's Advisory Committee on Archaeology;
 - (c) One representative of the Historical and Cultural Museum Assistance Program Review Panel;
 - (d) Three representatives of private Heritage Resource institutions or organizations;
 - (e) One representative of a charitable organization with an interest in heritage resources;
 - (f) One representative of a corporation with an interest in heritage resources; and
 - (g) Two members of the public with an interest in heritage resources.
- D. The Governor shall designate a chairperson from among the members of the Task Force.
- E. The Governor may remove any member of the Task Force for any cause adversely affecting the member's ability or willingness to perform the member's duties.

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- F. Scope. The Task Force is hereby charged with the following duties:
- (1) Assess the condition of Maryland's heritage resources and current trends affecting these resources;
 - (2) Evaluate the effectiveness of heritage resource assistance programs and taxation policies, including private, federal, state and local jurisdiction programs and areas of concern; and
 - (3) Make recommendations that will allow Maryland's citizens to benefit from the State's abundant heritage resources. These recommendations should include:
 - (a) A strategy for identifying and handling, in the most cost effective way, the heritage resource community's most important needs prioritized in order;
 - (b) A plan for how to maximize private investment in the preservation of heritage resources;
 - (c) A strategy for reviewing each State agency's progress toward meeting its obligation to identify and protect historic properties which the agency owns, controls or provides a permit, a license or financial assistance; and
 - (d) A strategy for encouraging the greatest degree of financial self-sufficiency for Maryland's heritage resources.
- G. Procedures.
- (1) The Task Force shall meet at times and places to be determined by the members.
 - (2) The Task Force may designate committees from among its members to address issues relating to the specific duties of the Task Force and to consult as needed with other interested groups.
 - (3) A majority of the members of the Task Force shall constitute a quorum for the transaction of any business. In any committee, a majority shall constitute a quorum for the transaction of any committee business.
- H. Staff support for the Task Force shall be provided by the Department of Housing and Community Development.
- I. The members of the Task Force may not receive any compensation for their services, but may receive reimbursement for reasonable expenses incurred in the performance of their duties in accordance with the State Standard Travel Regulations.

- J. The Task Force shall issue a preliminary report on its findings and recommendations to the Governor and to the members of the General Assembly no later than January 1, 1999. The Task Force shall report its final recommendations no later than June 30, 1999.
- K. The Task Force shall complete all of its duties by June 30, 1999; and this Executive Order shall terminate and be of no further effect by June 30, 1999.

EXECUTIVE ORDER OF AUGUST 27, 1998

01.01.1998.22

Emergency Assistance to the State of North Carolina

WHEREAS, In 1996, Maryland became a party to the Emergency Management Assistance Compact (EMAC), an interstate compact that provides for mutual assistance between states in managing gubernatorial- declared emergencies or disasters;

WHEREAS, Having been advised and informed that as a result of a natural disaster caused by Hurricane Bonnie in the State of North Carolina, emergency assistance has been requested from the State of Maryland through the EMAC; and

WHEREAS, In order to authorize the emergency powers of the Governor, an executive order of the Governor is necessary.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO ARTICLE 16A AND ARTICLE 41 OF THE ANNOTATED CODE OF MARYLAND, HEREBY AUTHORIZE THE MARYLAND EMERGENCY MANAGEMENT AGENCY TO DEPLOY AVAILABLE RESOURCES TO THE STATE OF NORTH CAROLINA UNDER THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT.

EXECUTIVE ORDER OF AUGUST 28, 1998

01.01.1998.23

Governor's Work Force Investment Board

(Rescinds Executive Order 01.01.1993.30)

WHEREAS, The Governor's Work Force Investment Board was originally established by Executive Order in 1983 as an agency to promote comprehensive planning and coordination in regard to human resource investment programs, particularly those with an employment and training perspective;

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WHEREAS, The Board has served and continues to function as the designated State Human Resource Investment Council, with planning and coordination responsibilities related to federal support received through the Job Training Partnership Act and other programs designed to promote full employment opportunities;

WHEREAS, With structural changes occurring in the employment base and competition among the states for business and industry development, it is important for Maryland to reaffirm its commitment to provide a first-rate workforce which can meet and anticipate the diversified needs of the evolving job market; and

WHEREAS, As Maryland prepares itself for the challenges and innovations of the twenty-first century, it is critical that we set a new vision for human resource development: one that reflects a continuum of investment from early education to post secondary and career training and that demonstrates a full commitment to provide economic and employment opportunities for all segments of our community.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY RESCIND EXECUTIVE ORDER 01.01.1993.30, AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER EFFECTIVE IMMEDIATELY:

- A. Establishment. There is a Governor's Work Force Investment Board.
- B. Membership.
 - (1) The Board shall consist of up to 40 members including:
 - (a) The Governor;
 - (b) The Secretary of Business and Economic Development;
 - (c) The Secretary of Higher Education;
 - (d) The Secretary of Human Resources;
 - (e) The State Superintendent of Schools;
 - (f) The Secretary of Labor, Licensing, and Regulation;
 - (g) The Secretary of Juvenile Justice;
 - (h) Two representatives of the Senate of Maryland, appointed by the President of the Senate;
 - (i) Two representatives of the Maryland House of Delegates, appointed by the Speaker of the House; and

- (j) Members appointed by the Governor to represent business and industry, labor, education, local government, community based organizations, youth service providers and other organizations and individuals with interest, experience or expertise in workforce investment activities.
- (2) Members appointed by the Governor shall serve four year staggered terms. All other members shall serve so long as they continue to hold agency representation or office as provided under Section B(1) of this Executive Order.
- (3) The Governor shall designate a Chairperson who shall serve at the pleasure of the Governor. The Chairperson may not be an elected official or an employee of the State of Maryland or any local government.
- (4) Membership of the Board shall be allocated among the representative groups described in, and in the proportions required by applicable Federal laws.
- (5) The Board may designate associate membership to organizations which represent statewide networks of professionals involved in workforce investment activities.
- (6) The Board shall be a separate administrative agency of State government.

C. Procedures.

- (1) Members of the Board are subject to the meeting and participation requirements as provided under Article 41, § 1-203 of the Annotated Code of Maryland.
- (2) The Board shall hold publicly-announced meetings at such times and such places as it deems necessary, which shall be open and accessible to the general public to the extent appropriate.
- (3) The Board is authorized to obtain such professional, technical and clerical personnel as may be necessary to carry out its functions in accordance with the appropriate State budgetary and administrative requirements.
- (4) The Board may establish an Executive Committee composed of members appointed by the Chairperson. The Executive Committee may be delegated any of the powers of the Board except those powers which are required by law to be exercised by the Board.
- (5) The Board may not provide services directly to eligible participants, but shall, subject to the approval of the Governor and to the extent consistent with the law, review, coordinate and monitor the provision of employment and training programs and services within the State.

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D. Duties and Responsibilities.

- (1) Generally the Board shall have the following duties and responsibilities:
 - (a) Develop an annual action plan for Maryland's human resource investment system which sets clear goals and unifies the efforts of the various parts of the system, including education, employment and training, business and employment development, worker and community support and other services in a coordinated strategy to promote the status of Maryland's workforce;
 - (b) Promote and coordinate private sector involvement in the human resources investment system through the development of partnerships with the business community and local private industry councils;
 - (c) Advise the Governor and the General Assembly on work force issues and recommend appropriate actions and approaches;
 - (d) Certify that individual State and local program plans developed under the system are consistent with the State's goals and annual action plan;
 - (e) Establish and maintain an accountability system to measure the results of the work force investment system in relation to the goals set by the Board;
 - (f) Report annually to the Governor and the General Assembly on the implementation and the results of the Maryland human resource investment system; and
 - (g) Perform other duties as prescribed in federal law or assigned by the Governor.
- (2) Federal Job Training Programs. The Board shall perform the duties of a single State human resource investment council as required by applicable Federal law governing support to the States for job training and workforce investment; and as prescribed in the Labor and Employment Article, § 11-505 of the Annotated Code of Maryland.
- (3) Other. The State Advisory Committee for Adult and Community Services shall function as a committee of the Board and serve in an advisory capacity to the Board, the State Board of Education and the State Superintendent of Schools on matters related to adult education.

EXECUTIVE ORDER OF SEPTEMBER 25, 1998

01.01.1998.24

Emergency Assistance to the States of Florida, Louisiana and Mississippi

WHEREAS, In 1996, Maryland became a party to the Emergency Management Assistance Compact (EMAC), an interstate compact that provides for mutual assistance between states in managing gubernatorial- declared emergencies or disasters;

WHEREAS, Having been advised and informed of potential serious hurricane damage in the States of Florida, Louisiana and Mississippi as a result of a natural disaster caused by Hurricane Georges, emergency assistance has been requested from the State of Maryland through the EMAC; and

WHEREAS, In order to authorize the emergency powers of the Governor, an executive order of the Governor is necessary.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO ARTICLE 16A AND ARTICLE 41 OF THE ANNOTATED CODE OF MARYLAND, HEREBY AUTHORIZE THE MARYLAND EMERGENCY MANAGEMENT AGENCY TO DEPLOY AVAILABLE RESOURCES TO THE STATES OF FLORIDA, LOUISIANA AND MISSISSIPPI UNDER THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT.

EXECUTIVE ORDER OF OCTOBER 1, 1998

01.01.1998.25

Domestic Violence and the Workplace

WHEREAS, Citizens and employees of the State of Maryland have a basic right to be safe and free from intimidation, threats, and injury, both at home and in the workplace;

WHEREAS, Domestic violence is abusive behavior whereby a person intends to establish and maintain power and control over a person with whom he or she has, or has had, a significant personal relationship. Power and control are exerted through physical, sexual, psychological and or economic means;

WHEREAS, Domestic violence is not a private family matter. It follows victims to their places of employment, and deprives victims and their co-workers of a safe and productive workplace;

WHEREAS, Domestic violence costs American businesses an estimated 3 to 5 billion dollars each year in: absenteeism or tardiness; lost productivity when abusers harass victims at work or when victims must handle personal situations; and increased insurance and medical costs. If employees who are domestic violence

victims lose their jobs, businesses bear the expense of training new employees. The State of Maryland as an employer is not exempt from these costs;

WHEREAS, Employed victims of domestic violence typically do not ask co-workers or supervisors for help, out of shame or for fear of losing their jobs. Co-workers and supervisors may not know the signs of domestic violence, and may not know what to do if they suspect a co-worker is being abused;

WHEREAS, Lt. Governor Kathleen Kennedy Townsend and Attorney General J. Joseph Curran, Jr. formed the Family Violence Council in 1995, giving it the mission to establish improved coordinated responses to family violence issues in Maryland, to prevent and reduce family violence in Maryland and to break the cycle of violence between generations. The Family Violence Council, which includes dozens of representatives from the criminal justice system and the community, has recommended that employers take an active role in the elimination of domestic violence, and is working in conjunction with the Maryland Network Against Domestic Violence and other State organizations to develop and promote workplace policies and training for State employees;

WHEREAS, The Department of Human Resources has taken a leadership role by recognizing the need for domestic violence awareness and training in the workplace, and has entered into a contract with the Maryland Network Against Domestic Violence to develop a training program for its employees; and

WHEREAS, The State of Maryland, as the State's largest employer, should provide workplaces where all victims of domestic violence can receive necessary support and assistance.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. That each department and agency of the State of Maryland shall within the next year adopt policies and procedures which:
- (1) Clearly direct that State agencies will not tolerate domestic violence;
 - (2) Instruct employees on how to offer assistance to domestic violence victims in an expedient, meaningful and confidential manner;
 - (3) Provide for the conspicuous posting of information about domestic violence and available resources;
 - (4) Provide for domestic violence awareness training for employees; and
 - (5) Prohibit unfair treatment of employees by the employers based solely on their status as victims of domestic violence.

- B. The provisions of this Executive Order are not intended to alter any existing collective bargaining agreements or to supersede applicable federal or State law.

EXECUTIVE ORDER OF OCTOBER 6, 1998

01.01.1998.26

Maryland Child Care Business Partnership

WHEREAS, The demand for child care continues to increase as the number of Maryland children with parents in the workforce continues to grow;

WHEREAS, Whether a family is headed by a single parent or by two working parents, child care is an essential work support;

WHEREAS, High quality child care can have a substantially positive effect on the development of young children, preparing them for later success in school and in the workplace;

WHEREAS, Child care is unaffordable for many limited income working families for whom child care costs represent more than thirty percent of their wages;

WHEREAS, Child care is both a business and workforce issue that affects recruitment, productivity, turnover, absenteeism, tardiness and morale;

WHEREAS, Corporate and government leaders throughout the nation have begun to explore ways to collaborate in expanding and improving child care;

WHEREAS, The Maryland business community has made a commitment to child care through its ongoing support for the Maryland Child Care Resource Network;

WHEREAS, The education and well-being of Maryland's children must be at the forefront of our agenda; and

WHEREAS, The Department of Human Resources through its strategic planning process and operation of the State's child care subsidy program is poised to move this agenda forward.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. Establishment. There is a Maryland Child Care Business Partnership.
- B. Purpose. The Partnership shall advise the Secretary of Human Resources on strategies and resources to increase the availability of child care for limited income working families.
- C. Scope. The Partnership shall:

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- (1) Assess child care needs of low-wage working families and identify resources currently available to meet those needs;
- (2) Conduct a survey of innovative strategies that have been developed in Maryland and other states that successfully pool and maximize public and private sector resources to support child care for low-wage working families; and
- (3) Develop a plan by which matching public funds will be made available through the Department of Human Resources for State and local initiatives that have employer and community support and that increase the availability of child care for low-wage workers.

D. Membership and Procedures.

- (1) The Partnership shall consist of up to 23 members, including:
 - (a) The Secretary of Human Resources;
 - (b) The Secretary of Business and Economic Development;
 - (c) The Special Secretary for Children, Youth, and Families;
 - (d) A member of the Senate of Maryland appointed by the President;
 - (e) A member of the House of Delegates appointed by the Speaker; and
 - (f) Up to 18 members appointed by the Governor to represent business, labor, government, the child care community and the general public.
- (2) The Governor shall designate a business and a government representative of the Partnership to serve as Co-Chairperson.
- (3) The Governor may remove any member of the Partnership for any cause adversely affecting the member's ability or willingness to perform the member's duties.
- (4) In the event of a vacancy, the Governor shall appoint a successor.
- (5) A majority of the Partnership shall constitute a quorum for the transaction of any business. The Partnership may adopt such other procedures as necessary to ensure the orderly transaction of business.
- (6) The members of the Partnership may not receive any compensation for their services. Members may be reimbursed for reasonable expenses incurred in the performance of their duties, in accordance with the Standard State Travel Regulations and as provided in the State budget.

- (7) Staff support for the Partnership shall be provided by the Department of Human Resources.
- (8) The Partnership shall meet at times and in places designated by the Co-Chairpersons.
- E. Submission of Plans. The Partnership shall develop a preliminary plan for making available public funds for child care resources by June 30, 1999 and a final plan by June 30, 2000.
- F. Termination. This Executive Order shall terminate and be of no effect after June 30, 2000.

EXECUTIVE ORDER OF NOVEMBER 9, 1998

01.01.1998.27

Commission to Review Landlord-Tenant Laws

(Amends Executive Order 01.01.1998.16)

WHEREAS, Governor Marvin Mandel created a Landlord-Tenant Laws Study Commission in 1970 to study State and local laws, regulations and ordinances in the area of landlord-tenant law, and to formulate an all-encompassing revision and consolidation of landlord-tenant law in the State;

WHEREAS, The successor to the Landlord-Tenant Laws Study Commission was the Governor's Advisory Council on Landlord Tenant Affairs which was created in September 1990 by Governor William Donald Schaefer to advise the Governor on landlord and tenant issues, but ceased operating in December 1993;

WHEREAS, The Commission and the Council served an important role in identifying and analyzing problems in the State's landlord-tenant laws;

WHEREAS, Further review of the State's landlord-tenant laws is necessary, including the review of procedures to resolve problems in landlord-tenant affairs, time frames for legal actions and the handling of financial transactions; and

WHEREAS, A new Commission consisting of representatives from landlord and tenant organizations, State and local government, industry and citizens meeting to review and improve Maryland's landlord-tenant laws will benefit all of the citizens of the State.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

- A. There is a Commission to Review Landlord-Tenant Laws.

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- B. The membership shall consist of:
- (1) One member of the Senate of Maryland appointed by the President of the Senate;
 - (2) One member of the House of Delegates appointed by the Speaker of the House;
 - (3) One member of the judiciary appointed by the Chief Judge of the Maryland Court of Appeals;
 - (4) The Secretary of Housing and Community Development or designee;
 - (5) The Attorney General or his designee; and
 - (6) Up to [twelve] FOURTEEN members appointed by the Governor with knowledge of landlord-tenant issues, including representatives of:
 - (a) Landlords with an inventory of 25 or less units;
 - (b) Landlords with an inventory of 25 or more units;
 - (c) Tenants;
 - (d) Municipal and county governments;
 - (e) Legal community;
 - (f) Financial community; and
 - (g) Any other group with relevant knowledge and experience in the issues.
 - (7) The members appointed by the Governor shall represent balance between landlord and tenant perspectives and represent various geographic areas of the State.
- C. The Governor shall designate a chairperson from among the members of the Commission.
- D. Members who are appointed by virtue of their office may designate, in writing, an alternate to represent them on the Commission and exercise their power to vote.
- E. The Governor may remove any member of the Commission for any cause adversely affecting the member's ability or willingness to perform the member's duties.
- F. Scope. The duties of the Commission are:
- (1) Review Title 8 of the Real Property Article of the Annotated Code of Maryland; and

- (2) Provide recommendations to the Governor and the General Assembly for revisions needed to enhance the equity, efficiency and effectiveness of the landlord-tenant laws.

G. Procedures.

- (1) The Commission shall meet at times and places to be determined by the members.
- (2) The chairperson of the Commission may designate committees from among its members to address issues relating to the specific duties of the Commission and to consult as needed with other interested groups.
- (3) A majority of members of the Commission shall constitute a quorum for the transaction of any business.

H. Staff support for the Commission to Review Landlord-Tenant Laws shall be provided by the Department of Housing and Community Development.

I. The members of the Commission may not receive any compensation for their services, but may receive reimbursement for reasonable expenses incurred in the performance of their duties in accordance with the State Standard Travel Regulations.

J. All departments and agencies of State government shall cooperate with the Commission and furnish information and such other assistance as may be necessary and available to further the purposes of this Order.

K. The Commission shall submit its final report to the Governor and the General Assembly including recommendations for revisions to the Annotated Code of Maryland as it relates to landlord-tenant laws on or before December 15, 1998.

L. This Executive Order shall terminate and be of no further effect after December 15, 1998.

EXECUTIVE ORDER OF DECEMBER 10, 1998

01.01.1998.28

Drought Declaration for Allegany County, Maryland

WHEREAS, I, Parris N. Glendening, Governor of the State of Maryland, having been advised and informed by the Maryland Emergency Management Agency on December 10, 1998 that the extreme drought conditions in Allegany County have resulted in a severe water supply crisis over an extensive area of the jurisdiction which has the potential for disrupting the normal activities in Allegany County; and

1998.29

EXECUTIVE ORDERS

WHEREAS, That this situation has the potential for destruction and loss of life in this County.

NOW, THEREFORE, Pursuant to the authority vested in me by the Constitution and Laws of the State of Maryland, including but not limited to Article 16A and Article 41 of the Annotated Code of Maryland, I, PARRIS N. GLENDENING, GOVERNOR OF MARYLAND, HEREBY PROCLAIM THAT A STATE OF EMERGENCY EXISTS IN ALLEGANY COUNTY IN THE STATE OF MARYLAND.

EXECUTIVE ORDER OF DECEMBER 21, 1998

01.01.1998.29

Special Commission to Study State Healthcare Procurement Practices

(Amends 01.01.1998.10)

WHEREAS, This Administration is committed to the integrity of the State's process of procuring goods and services;

WHEREAS, The citizens of Maryland are entitled to have confidence in State Government;

WHEREAS, It is vital to the public interest that the healthcare procurement process be fair, efficient and free of any actual or potential for conflicts of interest; and

WHEREAS, State healthcare contracting and bidding practices, as well as State vendor conduct and practices in the discharge of duties and responsibilities in the healthcare industry, should be examined to identify any areas needing improvement.

NOW, THEREFORE, I, PARRIS N. GLENDENING, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Immediate Action Items.

- (1) Any entity within the Executive Branch of State Government, including Maryland's public four-year institutions of higher education, shall take the following steps before agreeing to pay State funds to any federal, State or local elected official in exchange for services rendered by the official to the entity:
 - (a) Prepare a written contract that reflects the compensation and the services expected to be received for that compensation and that complies in all respects with State procurement law;
 - (b) Submit a copy of the executed contract to the ethics agency with jurisdiction over the office held by the official; and

- (c) Make a copy of the contract available for public inspection.
- (2) All State departments and agencies that distribute public funds to any business or corporate entity shall maintain an electronic list of those entities. These lists shall be made available to the State Ethics Commission in an electronic format that is accessible to the general public.
- B. Established. There is hereby established a Governor's Special Commission to Study Healthcare Procurement Practices.
- C. Membership and Procedures.
 - (1) The Commission shall consist of 11 members appointed by the Governor to include:
 - (a) The Secretary to the Board of Public Works;
 - (b) The Secretary of the Department of Health and Mental Hygiene or his representative;
 - (c) The Executive Director of the State Ethics Commission;
 - (d) The Attorney General or his representative;
 - (e) A person from the healthcare industry or a person who by experience or education is knowledgeable about the healthcare industry, who is not doing business with the State;
 - (f) A member of the Senate nominated by the President of the Senate;
 - (g) A member of the House of Delegates nominated by the Speaker of the House; and
 - (h) Four citizen representatives.
 - (2) Members shall serve at the pleasure of the Governor.
 - (3) The Governor shall designate a Chairman from among the public members.
 - (4) The members of the Special Commission may not receive compensation for their services. Members may be reimbursed for their reasonable expenses incurred in the performance of their duties, in accordance with standard travel regulations as provided by law.
 - (5) The Office of the Governor, Office of the Attorney General and Department of General Services shall provide staff support and technical assistance to the Commission.
- D. Duties of the Commission. The Commission shall:

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- (1) Conduct a formal review of State healthcare contracting and bidding procedures, and of the State's vendor conduct and practices in the discharge of duties and responsibilities in the State's healthcare industry;
 - (2) Examine the need for possible additional limitations on activities that create the potential for conflicts of interest or improper influence by any member of the private healthcare industry, any State or public official, or any employee thereof;
 - (3) Review the laws and procedures governing the institution of penalty, suspension and debarment proceedings;
 - (4) Forward immediately to the Office of the Attorney General, without awaiting issuance of the Commission's final report, any and all matters that the Commission's findings suggest may warrant investigation into the possible institution of penalty, suspension and debarment proceedings; and
 - (5) Where appropriate, make any recommendations arising out of this review applicable to all State procurement areas generally.
- E. Final Report. The Commission shall submit its final report and recommendations to the Governor and the General Assembly by [December 31, 1998] JANUARY 29, 1999, so that the report may be forwarded to the General Assembly's Special Study Commission on the Maryland Public Ethics Law for its consideration prior to the issuance of its final report on February 1, 1999.

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Horseshoe crabs, regulations to reduce the 1998 harvest, requirements added	01.01.1998.11	30
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Flags --

Peace Officers Memorial Day and Police Week, declaration, provisions added	01.01.1998.13	31
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Forests and Parks --

Forestry Task Force, Maryland, created; reports required	01.01.1998.09	25
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Freedom of Information SEE Public Information

- G -

Garbage SEE Refuse Disposal

General Assembly --

Extension of the 1998 regular session for passing the Budget Bill	01.01.1998.12	31
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Government SEE Administrative Agencies

Guns --

PARRIS N. GLENDENING, Governor

Crime Gun Enforcement, Office of, establishment within Department of Maryland State Police, provisions added	01.01.1998.20	45
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- H -

Handguns SEE Guns

Handicapped Persons SEE Disabilities

Health --

Healthcare Procurement Practices, Governor's Special Commission to Study, created, and report required; requirements added for procurement payments for services rendered by a federal, State or local elected official; procurement disclosure requirements added ..	01.01.1998.10	27
Women's Health Promotion Council established to succeed the Commission on Women's Health	01.01.1998.05	12

Higher Education --

Technology in Higher Education, Governor's Commission on, created, and report required	01.01.1998.02	1
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Historical Matters --

Preservation and Enhancement of Maryland's Heritage Resources, Task Force to Study, created, and reports required	01.01.1998.21	48
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Holidays --

Peace Officers Memorial Day and Police Week, declaration, provisions added	01.01.1998.13	31
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Horses SEE Racing

Human Resources, Department of --

Child Care Business Partnership, Maryland, created	01.01.1998.26	57
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- I -

Infants SEE Minors

Information Technology SEE Computers

Inmates SEE Prisoners

Interstate Affairs --

Emergency disaster assistance to Florida, Louisiana and Mississippi for recovery from Hurricane Georges, authorized	01.01.1998.24	55
Emergency disaster assistance to North Carolina for recovery from Hurricane Bonnie, authorized	01.01.1998.22	51
Emergency firefighting assistance to Florida, authorized	01.01.1998.19	45

EXECUTIVE ORDERS

Solid Waste Management Task Force, created, and report required	01.01.1998.03	3
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- J -

Job Training --

Work Force Investment Board, Governor's, established; previous provisions rescinded	01.01.1998.23	51
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- L -

Labor SEE Work, Labor and Employment

Land Use SEE Zoning and Planning

Landfills SEE Refuse Disposal

Landlord and Tenant --

Landlord-Tenant Laws, Commission to Review -		
Created, and report required	01.01.1998.16	38
Membership provisions altered	01.01.1998.27	59

Law Enforcement --

Crime Gun Enforcement, Office of, establishment within Department of Maryland State Police, provisions added	01.01.1998.20	45
Peace Officers Memorial Day and Police Week, declaration, provisions added	01.01.1998.13	31

Licenses --

Horseshoe crabs, regulations to reduce the 1998 harvest, requirements added	01.01.1998.11	30
Solid Waste Management Task Force, created, and report required	01.01.1998.03	3

Local Governments SEE Counties

- M -

Minorities --

African American Entrepreneurship in Baltimore City, Governor's Task Force on, time for completion of duties, extended	01.01.1998.17	40
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Minors --

Children, Youth and Families, Statewide Partnership for, created	01.01.1998.14	32
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- N -

Natural Resources --

SEE ALSO Conservation

Forestry Task Force, Maryland, created; reports required	01.01.1998.09	25
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Natural Resources, Department of --

PARRIS N. GLENDENING, Governor

Horseshoe crabs, regulations to reduce the 1998 harvest, requirements added	01.01.1998.11	30
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- P -

Parent and Child SEE Family Law

Permits SEE Licenses

Pistols SEE Guns

Planning SEE Zoning and Planning

Police SEE Law Enforcement

Pollution --

Inter-Agency Nutrient Reduction Oversight Committee, created; reports required	01.01.1998.18	42
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Prisoners --

Commutation of sentence of Nathaniel Hurt	01.01.1998.01	1
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Procurement --

Healthcare Procurement Practices, Governor's Special Commission to Study, created, and report required; requirements added for procurement payments for services rendered by a federal, State or local elected official; procurement disclosure requirements added ..	01.01.1998.10	27
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Property SEE Real Property

Public Debt --

Debt issued by State entities, monitoring, amount, reporting, notification, financial services and technical assistance, provisions added	01.01.1998.07	18
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Public Information --

Healthcare Procurement Practices, Governor's Special Commission to Study, created, and report required; requirements added for procurement payments for services rendered by a federal, State or local elected official; procurement disclosure requirements added ..	01.01.1998.10	27
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Public Officials --

Healthcare Procurement Practices, Governor's Special Commission to Study, created, and report required; requirements added for procurement payments for services rendered by a federal, State or local elected official; procurement disclosure requirements added ...	01.01.1998.10	27
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- R -

Racing --

Horse Racing Industry, Commission to Study Ways to Improve the Financial Viability of the, created, and report required	01.01.1998.15	36
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Real Property --

Landlord-Tenant Laws, Commission to Review - Created, and report required	01.01.1998.16	38
Membership provisions altered	01.01.1998.27	59

Refuse Disposal --

EXECUTIVE ORDERS

Solid Waste Management Task Force, created, and report required	01.01.1998.03	3
Regulations SEE Rules and Regulations		
Reports --		
African American Entrepreneurship in Baltimore City, Governor's Task Force on, time for completion of duties, extended	01.01.1998.17	40
Children, Youth and Families, Statewide Partnership for, created; annual report required	01.01.1998.14	32
Crime Gun Enforcement, Office of, establishment within Department of Maryland State Police, provisions added	01.01.1998.20	45
Debt issued by State entities, monitoring, amount, reporting, notification, financial services and technical assistance, provisions added	01.01.1998.07	18
Forestry Task Force, Maryland, created; reports required	01.01.1998.09	25
Healthcare Procurement Practices, Governor's Special Commission to Study, created and report required; requirements added for procurement payments for services rendered by a federal, State or local elected official; procurement disclosure requirements added ..	01.01.1998.10	27
Horse Racing Industry, Commission to Study Ways to Improve the Financial Viability of the, created, and report required	01.01.1998.15	36
Inter-Agency Nutrient Reduction Oversight Committee, created; reports required	01.01.1998.18	42
Landlord-Tenant Laws, Commission to Review, created, and report required	01.01.1998.16	38
Preservation and Enhancement of Maryland's Heritage Resources, Task Force to Study, created, and reports required	01.01.1998.21	48
Smart Growth and Neighborhood Conservation Policy, established	01.01.1998.04	5
Solid Waste Management Task Force, created, and report required	01.01.1998.03	3
Technology in Higher Education, Governor's Commission on, created, and report required	01.01.1998.02	1
Women's Health Promotion Council established to succeed the Commission on Women's Health; annual report required	01.01.1998.05	12
Work Force Investment Board, Governor's, established; previous provisions rescinded	01.01.1998.23	51
Rules and Regulations --		
Children, Youth and Families, Statewide Partnership for, created; annual report required	01.01.1998.14	32
Crime Gun Enforcement, Office of, establishment within Department of Maryland State Police, provisions added	01.01.1998.20	45
Horseshoe crabs, regulations to reduce the 1998 harvest, requirements added	01.01.1998.11	30

PARRIS N. GLENDENING, Governor

Smart Growth and Neighborhood Conservation Policy, established	01.01.1998.04	5
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- S -

Sanitary Landfills SEE Refuse Disposal

Sentences --

Commutation of sentence of Nathaniel Hurt	01.01.1998.01	1
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Small Business --

African American Entrepreneurship in Baltimore City, Governor's Task Force on, time for completion of duties, extended	01.01.1998.17	40
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Social Services --

Children, Youth and Families, Statewide Partnership for, created	01.01.1998.14	32
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Solid Waste SEE Refuse Disposal

Spousal Abuse SEE Domestic Violence

State Agencies SEE Administrative Agencies

State Bonds --

Debt issued by State entities, monitoring, amount, reporting, notification, financial services and technical assistance, provisions added	01.01.1998.07	18
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State Contracts SEE Procurement

State Government SEE Administrative Agencies

State Police, Department of --

Crime Gun Enforcement, Office of, establishment within Department of Maryland State Police, provisions added	01.01.1998.20	45
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Sunshine Laws SEE Public Information

- T -

Task Forces SEE Committees and Commissions

Telecommunications --

Technology in Higher Education, Governor's Commission on, created, and report required	01.01.1998.02	1
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Tenants SEE Landlord and Tenant

Timber SEE Trees

Training SEE Job Training

Transportation --

Smart Growth and Neighborhood Conservation Policy, established	01.01.1998.04	5
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Trees --

Forestry Task Force, Maryland, created; reports required	01.01.1998.09	25
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- U -

Universities SEE Higher Education

EXECUTIVE ORDERS

- V -

Victims --

Domestic violence policies and procedures, adoption by State departments and agencies, required	01.01.1998.25	55
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Volunteers --

Service and Volunteerism, Governor's Commission on, created.....	01.01.1998.08	21
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- W -

Water --

Allegany County -

Drought conditions resulting in water supply crisis, declaration of emergency proclaimed	01.01.1998.28	61
Inter-Agency Nutrient Reduction Oversight Committee, created; reports required	01.01.1998.18	42

Water Pollution SEE Pollution

Weapons --

Crime Gun Enforcement, Office of, establishment within Department of Maryland State Police, provisions added.....	01.01.1998.20	45
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Weather --

Emergency disaster assistance to Florida, Louisiana and Mississippi for recovery from Hurricane Georges, authorized	01.01.1998.24	55
Emergency disaster assistance to North Carolina for recovery from Hurricane Bonnie, authorized	01.01.1998.22	51

Women --

Women's Health Promotion Council established to succeed the Commission on Women's Health	01.01.1998.05	12
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Work, Labor and Employment --

Child Care Business Partnership, Maryland, created	01.01.1998.26	57
Domestic violence policies and procedures, adoption by State departments and agencies, required	01.01.1998.25	55
Employment of People with Disabilities, Governor's Committee on, membership increased and term provisions altered	01.01.1998.06	15
Work Force Investment Board, Governor's, established; previous provisions rescinded	01.01.1998.23	51

- Y -

Youth --

Children, Youth and Families, Statewide Partnership for, created.....	01.01.1998.14	32
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- Z -

Zoning and Planning --

Smart Growth and Neighborhood Conservation Policy, established	01.01.1998.04	5
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